

**WAYS AND MEANS COMMITTEE
AGENDA
TUESDAY, APRIL 6, 2010**

4:00 P.M.

COMMISSION CHAMBERS, FOURTH FLOOR, BAY COUNTY BUILDING

PAGE NO.

- | | | |
|-------|-----|---|
| | I | CALL TO ORDER |
| | II | ROLL CALL |
| 1- 4 | III | MINUTES (3/2/10) |
| | IV | PUBLIC INPUT |
| | V | PETITIONS AND COMMUNICATIONS |
| 5-28 | A. | Department of Water & Sewer - Resolution Authorizing the Issuance and Sale of Not to Exceed \$5,000,000 Bay County West Side Regional Sewage Disposal System Revenue Bonds (General Obligation Limited Tax) Series 2010 (Seeking approval of attached resolution) |
| 29-31 | B. | Bay County Library Board - Operating Millage Renewal (Seeking inclusion of four year renewal of 1.0 mill operating levy ballot question on the November 2010 general election - proposed resolution attached) |
| 32-37 | C. | City of Bay City - Bay County Recovery Zone Economic Development Bond Allocation (Requesting use of the County of Bay Recovery Zone Economic Development Bond Allocation in the amount of \$6.6 million re street, water and sewer infrastructure projects during 2010) |
| 38 | D. | Bay County Sheriff - Opposition to Governor's Proposal to move \$2.6 million from the Sheriff's Secondary Road Patrol Fund to the Michigan State Police Budget (Proposed resolution attached) |
| | E. | Bay County Prosecutor |
| 39-40 | 1. | Renewal of Crime Victim Rights Grant Agreement (Seeking approval of grant renewal, authorization for Board Chair to sign all required documents - proposed resolution attached) |
| 41-42 | 2. | Renewal of Victims of Crimes Act (VOCA) Grant (Seeking approval of grant renewal, authorization for Board Chair to sign all required documents - proposed resolution attached) |
| 43-44 | F. | Bay County Drain Commissioner - Updated Agreements w/Schools Districts (BASWA) (Seeking approval of agreements with school districts, authorization for Board Chair to sign agts. - proposed resolution attached) |
| 45-46 | G. | Court Administrator - Application for the Office of Juvenile Justice and Delinquency Prevention FY 2010 Family Drug Court Program Funds (Seeking authorization to make application for OJJDP funds, authorization for Board Chair to sign all required documents - proposed resolution attached) |

- H. E-Ticketing (**Presentation by Bob Redmond, Bob Super and Sheriff Miller**)
- 47-49 I. Assistant County Executive for Recreation and Administrative Services - Status Report from Resilient C (**Receive**)
- 50-54 J. Corporation Counsel - Draft Amendments of Bay County Employees' Retirement System Ordinance
- K. Director of Information Systems
- 55-56 1. New World Maintenance Agreement for Sheriff Department (**Seeking approval of agreement, authorization for Board Chair to sign required documents [note: maintenance agt. is available for review in Board office] - proposed resolution attached**)
- 57-58 2. New World Maintenance Agreement for Central Dispatch/911 (**Seeking approval of agreement, authorization for Board Chair to sign required documents [note: maintenance agt. is available for review in Board office]- proposed resolution attached**)
- L. Health Department
- 59-60 1. Health Director - Funding from Michigan Department of Community Health Tobacco Prevention and Control section (**Seeking acceptance of \$16,875 - proposed resolution attached**)
- 2. Public Health Services Manager
- 61-62 a. MDNRE Funding for Bacteria Source Tracking Projects and Forecasting at Bay County Beaches (**Seeking acceptance of grant funding \$90,000, authorization for Board Chair to sign all required documents - proposed resolution attached**)
- 63-64 b. Application for Asthma Environmental Trigger Grant (**Seeking authorization to make application for grant funding, authorization for Board Chair to sign all required documents - proposed resolution attached**)
- 65-66 c. Household Hazardous Waste Collection Grant (**Seeking authorization to make application for grant funding to Dow Chemical Co., authorization for Board Chair to sign all required documents - proposed resolution attached**)
- 67-68 M. Director of Environmental Affairs/Community Development - Michigan Green Schools Act Initiative (**Seeking adoption of proposed resolution recognizing schools seeking Michigan Green Schools designation - proposed resolution attached**)
- 69-72 N. MSU Extension - Travel for Ann Arnold to Tampa, Florida (**Seeking approval of travel request, expenses will not be paid by Bay County - Ways and Means Committee approval required**)

O. Director of Personnel and Employee Relations/Finance Officer

- 73-89 1. Budget Adjustments **(Seeking approval of submitted budget adjustments)**
- 90-92 2. Budget Adjustments - 2010 - 2013 Budget Reduction Process **(Proposed resolution attached)**
- 93-94 3. Travel Approval for Crystal Hebert, Assistant Finance Officer, to Atlanta, GA for Finance Officer's Conference **(Seeking approval of travel request, funds from Finance Department budget - Ways and Means Committee approval required)**
- 95 4. Executive Directive #2007-11 **(Receive)**

VI REFERRALS

- 96 A. Personnel/Judicial Committee 3/16/10 - Additional Hours/Funding for Resilient C for Streamlining Financial Processes **(Referred w/o recommendation)**

VII UNFINISHED BUSINESS

VIII NEW BUSINESS

IX CLOSED SESSION (when requested)

X MISCELLANEOUS

XI ANNOUNCEMENTS

XII ADJOURNMENT

PLEASE NOTE: THE COMMITTEE CHAIR HAS REQUESTED THAT ANY ELECTED OFFICIAL, DEPARTMENT/DIVISION HEAD PLACING AN ITEM ON THE WAYS AND MEANS COMMITTEE AGENDA BE PRESENT OR HAVE A REPRESENTATIVE PRESENT TO SPEAK TO THEIR REQUEST AND/OR ANSWER ANY QUESTIONS POSED BY COMMITTEE MEMBERS.

WAYS AND MEANS COMMITTEE

MINUTES

MEETING OF THE BAY COUNTY WAYS AND MEANS COMMITTEE HELD ON TUESDAY, MARCH 2, 2010, FOURTH FLOOR, BAY COUNTY BUILDING, 515 CENTER AVENUE, BAY CITY, MI 48708.

Call to order @ 4:00 p.m. by Chair Tilley.

Roll call:

MOTION NO.

COMMISSIONERS PRESENT:	1	2	3	4	5	6	7	8	9	10	11	12
DONALD J. TILLEY, CHAIR P	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
EUGENE F. GWIZDALA, VICE CHAIR P	Y	M/Y	Y	S/Y	M/Y	M/Y	M/Y	M/Y	Y	Y	Y	M/Y
MICHAEL J. DURANCZYK P	Y	S/Y	Y	Y	Y	Y	S/Y	Y	Y	Y	S/Y	S/Y
PATRICK H. BESON P	Y	Y	Y	Y	Y	Y	Y	S/Y	Y	Y	Y	Y
VAUGHN J. BEGICK P	Y	Y	Y	Y	S/Y	Y	Y	Y	Y	Y	Y	Y
COLLEEN M. MAILLETTE P	Y	Y	Y	Y	Y	S/Y	Y	Y	S/Y	Y	M/Y	Y
ERNIE KRYGIER P	S/Y	Y	S/Y	Y	Y	Y	Y	Y	Y	S/Y	Y	Y
KIM COONAN P	M/Y	Y	Y	M/Y	Y	Y	Y	Y	M/Y	M/Y	Y	Y
BRIAN K. ELDER, EX OFFICIO P	Y	Y	M/Y	Y	Y	Y	Y	Y	Y	Y	Y	Y

MOTION NO.

COMMISSIONERS PRESENT:	13	14	15	16	17	18	19	20	21	22	23	24
DONALD J. TILLEY, CHAIR	Y	Y	Y	Y	Y	Y						
EUGENE F. GWIZDALA, VICE CHAIR	M/Y	M/Y	M/Y	M/Y	M/Y	Y						
MICHAEL J. DURANCZYK	Y	Y	Y	Y	Y	Y						
PATRICK H. BESON	Y	Y	Y	Y	Y	Y						
VAUGHN J. BEGICK	S/Y	Y	S/Y	Y	Y	Y						
COLLEEN M. MAILLETTE	Y	Y	Y	Y	S/Y	Y						
ERNIE KRYGIER	Y	S/Y	Y	S/Y	Y	S/Y						
KIM COONAN	S/Y	Y	S/Y	Y	Y	Y						
BRIAN K. ELDER, EX OFFICIO	Y	Y	Y	Y	Y	M/Y						

MOTION NO.

COMMISSIONERS PRESENT:	25	26	27	28	29	30	31	32	33	34	35	36
DONALD J. TILLEY, CHAIR												
EUGENE F. GWIZDALA, VICE CHAIR												
MICHAEL J. DURANCZYK												
PATRICK H. BESON												
VAUGHN J. BEGICK												
COLLEEN M. MAILLETTE												
ERNIE KRYGIER												
KIM COONAN												
BRIAN K. ELDER, EX OFFICIO												

OTHERS PRESENT: T.HICKNER, M.GRAY, M.FITZHUGH, T.QUINN, V.ROUPE, J.MILLER, J.STRASZ, F.HORGAN, M.RUHLAN, L.OGAR, T.PUTT, R.PABALIS, R.BRZEZINSKI, M.MARCHLEWICZ, R.SUPER, R.REDMOND, BAY 3 TV, D.BERGER

M-MOVED; S-SUPPORTED; Y-YEA; N-NAY; ABS.-ABSTAIN; E-EXCUSED; A-ABSENT; W-WITHDRAWN

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WAYS AND MEANS COMMITTEE MEETING

TUESDAY, MARCH 2, 2010

PAGE 2

MOTION NO.

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- 1 MOVED, SUPPORTED AND CARRIED TO APPROVE THE MINUTES OF THE FEBRUARY 2, 2010 WAYS AND MEANS COMMITTEE MEETING AS PRINTED.**

Public input was called with no one expressing a desire to address the Committee.

The first agenda item was replacement of a Sheriff's patrol vehicle which was totaled as the result of an accident. Under the County's insurance, the County has a \$1,000 deductible and the insurance recovery amount is \$7,450. The sale of fixed assets is projected at \$875 and the balance for vehicle replacement (\$14,675) will come from Fund Balance. Robert Redmond, the Board's Financial Analyst, advised that the budget adjustment resolution has been revised to reflect these figures. It was

- 2 MOVED, SUPPORTED AND CARRIED TO RECOMMEND BOARD APPROVAL OF REPLACEMENT OF THE SHERIFF'S PATROL VEHICLE, MONIES FROM FUND BALANCE.**
- 3 MOVED, SUPPORTED AND CARRIED TO RECOMMEND BOARD APPROVAL OF THE PURCHASE OF A POLYCOM VIDEOCONFERENCING SYSTEM FOR PROBATE COURT/JUVENILE HOME.**
- 4 MOVED, SUPPORTED AND CARRIED TO RECEIVE THE STATUS REPORT FROM RESILIENT C.**
- 5 MOVED, SUPPORTED AND CARRIED TO RECOMMEND BOARD APPROVAL OF RESOLUTION OF SUPPORT FOR THE AIR ADVANTAGE APPLICATION FOR ROUND TWO OF BROADBAND STIMULUS FUNDS FOR WIRELESS INTERNET IN BAY COUNTY (ADMINISTRATIVE SERVICES).**
- 6 MOVED, SUPPORTED AND CARRIED TO RECOMMEND BOARD APPROVAL OF RENEWAL OF THE CONTRACT WITH JOHN H. WEST, JR. (ADMINISTRATIVE SERVICES).**
- 7 MOVED, SUPPORTED AND CARRIED TO RECOMMEND BOARD APPROVAL OF THE REVISED RESOLUTION RE ACCEPTANCE OF CONTRACT FOR DNR TRUST FUND GRANT FUNDING FOR PINCONNING PARK.**
- 8 MOVED, SUPPORTED AND CARRIED TO REFER THE ISSUE OF SELECTION OF PRIME PROFESSIONAL FOR PINCONNING PARK DESIGN SERVICES, I.E. EITHER THE SPICER GROUP OR THROUGH THE QBS SYSTEM TO THE MARCH 9TH BOARD MEETING WITHOUT RECOMMENDATION.**

- 9 **MOVED, SUPPORTED AND CARRIED TO RECOMMEND BOARD APPROVAL OF PURCHASE OF 8 PERSONAL COMPUTERS FOR THE REGISTER OF DEEDS' OFFICE UTILIZING FUNDING FROM THE REGISTER OF DEEDS' TECHNOLOGY FUND (ISD).**

The purchase of technology equipment/software for the Prosecutor's Office was next on the agenda. Robert Redmond, the Board's Financial Analyst, advised that he and Bob Super have been working very closely with the Prosecutor Kurt Asbury and J.D. Brooks, an Assistant Prosecutor, on utilization of the CherryLAN and ARMS Programs and the capabilities those programs will provide to the Prosecutor's Office staff while in Court, etc. Mr. Asbury has checked into the ability of utilizing Drug Forfeiture Funds for the purchase of laptops (7), scanners (5) and software programs (7) and has been told it would be an appropriate expenditure. Commissioner Krygier offered kudos to Mr. Redmond for his continuing efforts to work with the various departments with the goal of improved efficiency.

- 10 **MOVED, SUPPORTED AND CARRIED TO RECOMMEND BOARD APPROVAL OF THE PURCHASE OF LAPTOPS, SCANNERS AND SOFTWARE FOR THE PROSECUTOR'S OFFICE UTILIZING DRUG FORFEITURE FUNDS (ISD).**
- 11 **MOVED, SUPPORTED AND CARRIED TO RECOMMEND BOARD APPROVAL OF ACCEPTANCE OF DNRE GRANT AWARD FOR SAGINAW BAY COASTAL INITIATIVE PROJECT(S) (ENVIRONMENTAL AFFAIRS).**
- 12 **MOVED, SUPPORTED AND CARRIED TO RECOMMEND BOARD APPROVAL OF THE LIGHT TRAP DATA COLLECTOR'S AGREEMENTS (12)(MOSQUITO CONTROL).**
- 13 **MOVED, SUPPORTED AND CARRIED TO RECOMMEND BOARD APPROVAL OF CONTROL MATERIALS BID AWARDS (MOSQUITO CONTROL).**
- 14 **MOVED, SUPPORTED AND CARRIED TO RECOMMEND BOARD APPROVAL OF THE 2010 SCRAP TIRE PROJECT (MOSQUITO CONTROL).**

Brief discussion centered on the scrap tire project and Commissioner Duranczyk questioned if this project will extend to Pinconning. Tom Putt, Mosquito Control Director, indicated that placement of a satellite trailer is being pursued for the area. Commissioner Beson spoke to the need for extending this program in northern Bay County.

- 15 **MOVED, SUPPORTED AND CARRIED TO RECOMMEND BOARD APPROVAL OF AMENDMENT # 3 TO THE CPBC AGREEMENT (HEALTH DEPARTMENT).**
- 16 **MOVED, SUPPORTED AND CARRIED TO RECOMMEND BOARD APPROVAL OF THE SUBMITTED BUDGET ADJUSTMENTS, AS REVISED.**
- 17 **MOVED, SUPPORTED AND CARRIED TO RECEIVE EXECUTIVE DIRECTIVE #2007-11.**

There being no further business, it was

18 MOVED, SUPPORTED AND CARRIED TO ADJOURN (4:12 P.M.)

Sincerely,

Deanne Berger

Deanne Berger
Board Coordinator

Bay County Department of Water And Sewer

BOARD OF ROAD COMMISSIONERS:

GERALD M. REDMOND
Chairman

RICHARD S. GROMASKI
Vice Chairman

EDWARD L. RIVET
Commissioner

3933 PATTERSON ROAD, BAY CITY, MICHIGAN 48706-1993
TELEPHONE: (989) 684-3883 • FAX: (989) 684-5510 • TTY: (800) 649-3777
www.baycodws.org
KENNETH MILLER, DIRECTOR

JAMES C. LILLO, P.E.
ENGINEER-MANAGER

2600 E. BEAVER ROAD
KAWKAWLIN, MICHIGAN 48631
(989) 686-4610

MEMORANDUM

Date: March 30, 2010

To: Commissioner Donald Tilley, Chairman
Ways and Means Committee

From: Thomas W. Paige, Assistant Director *TWP*
Bay County Department of Water and Sewer

RE: Ways and Means Agenda- Approve Resolution Authorizing the Issuance and Sale of Not to Exceed \$5,000,000 Bay County West Side Regional Sewage Disposal System Revenue Bonds (General Obligation Limited Tax) Series 2010

Background:

The Bay County Department of Water and Sewer operates the West Bay County Wastewater Treatment Plant (WBCWWTP) located at 3933 Patterson Road in Bangor Township. This facility treats wastewater discharged from the townships of Bangor, Monitor, Kawkawlin, Fraser, Frankenlust, and Williams, and the City of Auburn, and will add Hampton Township and the City of Essexville in 2010.

Hampton Township and Essexville will be connecting to the WBCWWTP during 2010 with an October 1, 2010 target date for substantial completion. Hampton Township and the City of Essexville will pay the cost to connect to the WBCWWTP including the estimated cost of a 35 million gallon overflow basin and an additional one million gallon sludge storage tank at the WBCWWTP location on Patterson Road.

It has since been determined that the economics of growing the size of the basin to 53 million gallons and construction of an anaerobic digester system are extremely favorable and warranted at this time. Availability of a 53 million gallon basin is critical to fully capturing sanitary and storm sewage from Hampton Township and Essexville, plus from the current owners, and fully processing and treating the sewage through the treatment plant before discharge to the Saginaw River and ultimately the Saginaw Bay. Approximately 94,000 people in Bay and Tuscola Counties rely upon municipal water from the Bay City Water Treatment Plant which draws its source water from the Saginaw Bay. Clearly, preventing partially treated or untreated sewage from entering the Saginaw River and Bay is vital to the health, safety, and general welfare of the residents of Bay County.

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Construction of an anaerobic digester system in the place of an additional one million gallon sludge storage tank will reduce the volume of sludge generated by the WBCWWTP by approximately 40%. In addition, the department plans to reduce our reliance on fossil fuels by capturing and utilizing methane biogas from the anaerobic digester system to heat the digester and achieve maximum reduction of sludge volume. Due to the anaerobic digester system, sludge transported to landfills or land applied with petroleum fueled vehicles will be reduced by approximately 40%. Please note that methane rich biogas is a potent greenhouse gas that has approximately 25 times the potency of carbon dioxide.

Other planned improvements to the WBCWWTP include improvements to piping from the final clarifiers to increase treatment capacity and enlargement of the chlorine contact chamber. These improvements will increase the peak capacity of the WBCWWTP from 12.5 MGD (million gallons per day) to 18 MGD.

Largely due to growing the size of the basin to 53 million gallons and the construction of the anaerobic digester, it is necessary to sell bonds in an amount not to exceed \$5,000,000. The bonds will be repaid entirely from revenues of the system through the Capital Improvement Fund that is currently being funded at \$1,000,000 per year within the current rate structure. Current sewer rates will not need to be increased due to the issuance of these bonds.

On January 12, 2010, the Bay County Board of Commissioners approved Resolution Number 2010-8 and subsequently a Notice of Intent to Issue Bonds was published in the Bay City Democrat and the Bay County Legal News on January 21, 2010. No petitions for referendum were filed within 45 days after the date of the publication.

Therefore, on March 24, 2010, the Bay County Board of County Road Commissioners as duly designated county agency acting for and on behalf of the Bay County Department of Water and Sewer approved a Resolution Approving the Bond Resolution and authorizing submittal of the Bond Resolution to the Bay County Board of Commissioners with the recommendation that the Bond Resolution be approved and adopted.

Finance & Economics:

It is necessary for completion of the project to sell bonds in an amount not to exceed \$5,000,000. The bonds will be repaid entirely from revenues of the system through the Capital Improvement Fund that is currently being collected at \$1,000,000 per year within the current rate structure. Sewer rates will not need to be increased due to the issuance of these bonds.

Recommendation:

The Bay County Department of Water and Sewer respectfully requests approval and adoption of the attached Resolution Authorizing the Issuance and Sale of Not to Exceed \$5,000,000 Bay County West Side Regional Sewage Disposal System Revenue Bonds (General Obligation Limited Tax) Series 2010.

cc: Brian Elder
Bob Redmond
Tom Hickner
Michael Gray
Marty Fitzhugh

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RESOLUTION APPROVING BOND RESOLUTION

Board of County Road Commissioners
County of Bay, Michigan

COPY

Minutes of a Regular Meeting of the Board of County Road Commissioners of the County of Bay, Michigan, held in said County on the 24th day of March, 2010, at 10:25 o'clock a. m., Eastern Daylight Time.

PRESENT: Members Redmond, Rivet

ABSENT: Members Gromaski

The following preamble and resolution were offered by Member Rivet and supported by Member Redmond:

WHEREAS, the County of Bay, State of Michigan (the "County"), by resolution of its Board of Commissioners, adopted the provisions of Act 342, Public Acts of Michigan, 1939, as amended ("Act 342") and pursuant to said resolution designated the Board of County Road Commissioners as the duly designated county agency (the "County Agency"), acting for and on behalf of the Bay County Department of Water and Sewer; and

WHEREAS, to protect and preserve the public health, safety and welfare of the present and future residents of the County, it is necessary to construct certain improvements and expansions to the West Bay County Regional Wastewater Treatment Plant which is a part of the Bay County West Side Regional Sewage Disposal System, including, but not limited to, construction of an overflow basin, improvements to piping from the final clarifiers, enlargement of the chlorine contact chamber and construction of an anaerobic digester system (the "Project"); and

WHEREAS, the cost of the Project is estimated at not to exceed Five Million Dollars (\$5,000,000); and

WHEREAS, to finance the cost of the Project, it is necessary for the County to borrow the sum of not to exceed \$5,000,000 and to issue its Bay County West Side Regional Sewage Disposal System Revenue Bonds (General Obligation Limited Tax), Series 2010 (the "Bonds") therefore pursuant to the provisions of Act 342 and Act 94; and

WHEREAS, Act 342 authorizes the County to pledge the full faith and credit of the County as security for revenue bonds issued pursuant to Act 94; and

WHEREAS, a form of resolution to be adopted by the Board of Commissioners of the County authorizing the issuance and sale of the Bonds (the "Bond Resolution") has been presented to the County Agency.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Bond Resolution in connection with the financing of the Project is hereby approved and the Chairman of this Board is authorized and directed to transmit such approval to the County Board of Commissioners with the recommendation of this board that the Bond Resolution be approved and adopted for and on behalf of the County.


2. The County Agency accepts the duties and obligations imposed on it, on behalf of the County, in the Bond Resolution and agrees to fulfill such duties and obligations on behalf of the County.

3. All resolutions and parts of resolutions insofar as the same conflict with the provisions of this resolution be and the same hereby are rescinded.

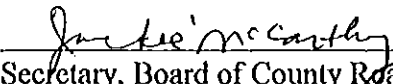
AYES: Members Redmond, Rivet

NAYS: Members _____

RESOLUTION DECLARED ADOPTED.


Chairman, ~~Secretary~~, Board of County Road
Commissioners
Gerald M. Redmond

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Board of County Road Commissioners of the County of Bay, Michigan at a Regular Meeting held on March 24, 2010, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meeting Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.


Secretary, Board of County Road
Commissioners
Jackie McCarthy

RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE
COUNTY OF BAY, STATE OF MICHIGAN

A RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF NOT TO
EXCEED \$5,000,000 BAY COUNTY WEST SIDE REGIONAL SEWAGE
DISPOSAL SYSTEM REVENUE BONDS (GENERAL OBLIGATION LIMITED
TAX), SERIES 2010

WHEREAS, the County of Bay, State of Michigan (the "County"), by resolution of its Board of Commissioners, adopted the provisions of Act 342, Public Acts of Michigan, 1939, as amended ("Act 342") and pursuant to said resolution designated the Board of County Road Commissioners as the duly designated county agency (the "County Agency"); which acts for and on behalf of the Bay County Department of Water and Sewer (the "DWS"); and

WHEREAS, to protect and preserve the public health, safety and welfare of the present and future residents of the County, it is necessary to construct certain improvements and expansions to the West Bay County Regional Wastewater Treatment Plant which is a part of the Bay County West Side Regional Sewage Disposal System, including, but not limited to, construction of an overflow basin, improvements to piping from the final clarifiers, enlargement of the chlorine contact chamber and construction of an anaerobic digester system (the "Project"); and

WHEREAS, the cost of the Project is estimated at not to exceed Five Million Dollars (\$5,000,000); and

WHEREAS, to finance the cost of the Project, the County deems it necessary to borrow the sum of not to exceed \$5,000,000 and to issue its Bay County West Side Regional Sewage Disposal System Revenue Bonds (General Obligation Limited Tax), Series 2010 therefore pursuant to the provisions of Act 342 and Act 94; and

WHEREAS, Act 342 authorizes the County to pledge the full faith and credit of the County as security for revenue bonds issued pursuant to Act 94.

NOW, THEREFORE, BE IT RESOLVED:

1 Definitions. Whenever used in this Resolution, except when otherwise indicated by the context, the following terms shall have the following meanings:

- (a) "Act 94" means Act 94, Public Acts of Michigan, 1933, as amended.
- (b) "Act 342" means Act 342, Public Acts of Michigan, 1939, as amended.

(d) "Additional Bonds" means any additional bonds of equal standing with the Bonds and which are issued pursuant to Section 37 of this Resolution. "Bonds" means the Bay County West Side Regional Sewage Disposal System Revenue Bonds (General Obligation Limited Tax), Series 2010 and any Additional Bonds issued pursuant to this Resolution.

(e) "Code" means the Internal Revenue Code of 1986, as amended.

(f) "Completion Date" means the date of completion of the Project.

(g) "County" means the County of Bay, State of Michigan.

(h) "Engineer" means the County's consulting engineers.

(i) "Government Obligations" means direct obligations of the United States of America or obligations, the principal and interest on which is guaranteed by the full faith and credit of the United States of America.

(j) "Net Revenues" means the Revenues remaining after deducting the reasonable expenses of administration, operation and maintenance of the System as defined in Act 94.

(k) "Operating Year" means a one-year period commencing January 1 of each year and ending on December 31 of each year.

(l) "Project Costs" means the costs of purchasing, acquiring, constructing, improving, enlarging, extending or repairing the Project, including any engineering, architectural, legal, accounting, financial, and other expenses incident to the Project. Project Costs include costs of issuing the Bonds, interest on the Bonds (including accrued and capitalized interest, if any) and other obligations of the County to pay costs of the Project during the period of construction and until full Revenues are developed, as well as a reserve or addition to a reserve for payment of principal of and interest on the Bonds and the amount required for operation and maintenance until sufficient Revenues have developed.

(m) "Registered Owners" means the owners of the Bonds as shown on the registration records kept by the Paying Agent or by a bank or trust company organized under the laws of any state of the United States of America or a national banking association which may be designated by the County as its agent to keep such records.

(n) "Revenues" means the income received by the DWS from the local units of government discharging wastewater into the West Bay County Regional Wastewater Treatment Plant (the "Local Units") derived from the rates charged to or by the Local Units for the services, facilities and commodities furnished by the System, including, without limitation, all fees, charges and rents for the use of the System and the earnings derived from the investment of moneys in the various funds established by this Resolution.

(o) "System" means the Bay County West Side Regional Sewage Disposal System.

2. Establishment of Control and Administration of the System. The control and administration of the System is hereby established in the County Agency pursuant to Act 342.

3. Necessity; Approval of Plans and Specifications. It is hereby determined to be a necessary public purpose to undertake the Project in accordance with the plans and specifications prepared by the Engineer, which plans and specifications are also hereby approved.

4. Estimated Costs; Useful Life. The total Project Costs are estimated to not exceed \$5,000,000. This estimate of cost is hereby approved and confirmed. The period of usefulness of the Project is estimated to be not less than forty (40) years.

5. Issuance of Bonds. For the purpose of paying a portion of the Project Costs, the County shall borrow the sum of not to exceed \$5,000,000, as finally determined by an Authorized Officer (defined below) at the time of sale by issuing the Bonds and may borrow such additional sums and issue such Additional Bonds as are authorized hereunder in connection therewith pursuant to the provisions of Act 342 and Act 94.

6. Pledge of Revenues and Sources of Payment for the Bonds. The Bonds shall be payable in the first instance from the Net Revenues and the Net Revenues are hereby pledged to the payment of the principal of and interest on the Bonds.

In addition to the foregoing, the Bond and Interest Redemption Fund ("Redemption Fund") and Construction Fund created hereunder are pledged as security for payment of the principal of and interest on the Bonds. The Receiving Fund and the Operation and Maintenance Account, the Rebate Account and the Surplus Account therein established hereunder are not pledged as security for the Bonds.

Pursuant to Act 94, there is hereby created a statutory lien upon all amounts pledged as security for payment of the principal of and interest on the Bonds, to and in favor of the Registered Owners of the Bonds. The amounts pledged hereunder shall be subject to the lien created hereunder until payment in full of the principal of and interest on the Bonds.

7. Pledge of Full Faith and Credit, General Obligation. Pursuant to the authority granted in Act 342, the County hereby pledges its full faith and credit as additional security for payment of the principal of and interest on the Bonds when due. To the extent, the County makes payment pursuant to the foregoing pledge of its full faith and credit, the County shall be reimbursed from Net Revenues subsequently received to the extent such Net Revenues are not otherwise pledged or encumbered and the County shall be entitled to all other remedies available to it pursuant to Act 342 and Act 94.

In the event that there are insufficient moneys for the payment of the principal of and interest on the Bonds, the County shall levy a tax on all taxable property in the County for the prompt payment of the principal of and interest on the Bonds, which tax shall be limited as to rate and amount by applicable charter, constitutional and statutory limitations on the taxing power of the

County. The pledge by the County shall be a first lien on the budget of the County in the event of insufficient moneys available to pay the principal of and interest on the Bonds as and when due.

8. Bond Terms. The Bonds shall be designated BAY COUNTY WEST SIDE REGIONAL SEWAGE DISPOSAL SYSTEM REVENUE BONDS, (General Obligation Limited Tax), Series 2010. The Bonds shall contain a recital that they are issued pursuant to Act 342 and Act 94, in the principal amount of not to exceed \$5,000,000, shall mature and bear interest, be subject to redemption, be transferrable, be payable and otherwise be in substantially the form as provided in Exhibit A attached hereto and made a part hereof. The Bonds shall be executed by the manual or facsimile signature of the Chairman of the Board of Commissioners of the County and the manual or facsimile signature of the Clerk of the County, and shall bear a facsimile of the corporate seal of the County.

In case any officer whose signature shall appear on the Bonds shall cease to be such an officer before the delivery of the Bonds, such signature shall nevertheless be valid and sufficient for all purposes, the same as if he or she had remained in office until such delivery.

The Bonds shall be numbered consecutively in the order of their registration, shall be dated the date of delivery or such other date as shall be approved by an Authorized Officer and shall be payable serially or as term bonds commencing on May 1, 2011 or as otherwise determined by an Authorized Officer at the time of sale; provided that the final maturity shall occur no later than 2030 or such earlier or later date as may be determined by an Authorized Officer. The Bonds shall bear interest at a rate or rates not exceeding eight percent (8%) as determined by an Authorized Officer, payable semi-annually on November 1 and May 1 each year, commencing November 1, 2010. An Authorized Officer may alter the bond terms within the parameters of this resolution as hereafter provided.

9. Payment of Principal and Interest. Both principal of and interest on the Bonds shall be payable in lawful money of the United States of America to the persons appearing on the Bond registration books as the registered owner thereof. Payment of principal on the Bonds shall be made at the principal office of the Paying Agent (defined below), upon surrender of the Bonds. Interest on the Bonds shall be paid to the registered owner at the address as it appears on the registration books as of the determination date. Initially, the determination date shall be the date as of the fifteenth (15th) day of the month prior to the payment date for each interest payment; provided, however, that the determination date may be changed by the County to conform to market practice.

10. Qualified Tax-Exempt Obligation. The County reasonably anticipates that the amount of qualified tax-exempt obligations which will be issued by the County and all subordinate entities during the calendar year 2010 will not exceed \$30,000,000. The County hereby designates the Bonds, in their total principal amount, as qualified tax-exempt obligations for purposes of Section 265(b)(3)(B) of the Code. This section does not apply to any Bonds which are issued as BABs.

11. Term Bond Option. The initial purchaser of the Bonds shall have the option of designating any one or more maturities of Bonds as serial bonds or term bonds, or both. If the initial

purchaser designates Bonds as term bonds, such principal amounts as determined by an Authorized Officer shall represent a mandatory redemption requirement for a term bond or a term bond maturity as designated by the initial purchase of Bonds.

12 Prior Redemption.

(a) Mandatory Redemption. Principal designated by the original purchaser of the Bonds as a term bond maturity shall be subject to mandatory redemption, in whole or in part, by lot, at par plus accrued interest to the date fixed for redemption on the redemption dates corresponding to the maturities approved by an Authorized Officer. When term bonds are purchased by the County and delivered to the Paying Agent for cancellation or are redeemed in a manner other than by mandatory redemption, the principal amount of term bonds affected shall be reduced by the principal amount of Bonds so purchased or redeemed in the order determined by the County.

(b) Optional Redemption. Bonds maturing on or before May 1, 2020 shall not be subject to redemption prior to maturity. Bonds maturing on or after May 1, 2021 shall be subject to redemption prior to maturity, in whole or in part, at the option of the County and in such order as the County may determine, on any date on or after May 1, 2020, at par plus accrued interest to the date fixed for redemption. Bonds of a denomination greater than \$5,000 may be partially redeemed in the amount of \$5,000 or any integral multiple thereof. If less than all of the Bonds maturing in any year are to be redeemed, the Bonds or portions of Bonds to be redeemed shall be selected by lot.

(c) Extraordinary Redemption of Bonds Issued as BABs. If for any reason (other than because of an action taken by or inaction by the County) the County is held by the Internal Revenue Service to be ineligible to receive all or part of the Refundable Credit or if the United States Department of Treasury or any agency of the United States of America at any time cease to remit to the County all or any part of the Refundable Credit payable in accordance with Section 54AA of the Code with respect to Bonds issued as BABs (defined below), the Bonds issued as BABs shall be subject to extraordinary redemption prior to maturity, in whole or in part, in multiples of \$5,000 within a single maturity in such order of maturity as the County shall determine and within a single maturity by lot on any date at par plus accrued interest to the date fixed for redemption, but without premium.

(d) Notice of Redemption. Notice of redemption of Bonds shall be given by mail to the Registered Owners of the Bonds to be redeemed not less than thirty (30) days prior to the date • • fixed for redemption, addressed to the Registered Owner at the registered address shown on the registration books of the County maintained by the Paying Agent. Bonds so called for redemption shall not bear interest after the date fixed for redemption, provided funds are on hand with the Paying Agent to redeem the same. So long as the book-entry-only system remains in effect, the Paying Agent will give notice to Cede & Co. as nominee of The Depository Trust Company, New York, New York ("DTC"), and only Cede & Co. will be deemed to be the holder of the Bonds.

13. Paying Agent and Registration.

(a) Appointment of Paying Agent. From time to time the County shall designate and appoint a Paying Agent, which may also act as transfer agent and bond registrar. The initial Paying Agent shall be U.S. Bank, its successor and assigns. In the event of a change in the Paying Agent, notice shall be given in writing, by certified mail, to each Registered Owner not less than sixty (60) days prior to the next interest payment date. The Paying Agent shall keep the official books for the recordation of the Registered Owners of the Bonds.

(b) Book-Entry-Only. The Bonds will be issued initially in book-entry-only form as one fully registered bond per maturity and will be registered in the name of Cede & Co., as bondholder and nominee for DTC. DTC will act as securities depository for the Bonds, purchase of the Bonds will be made in book-entry-only form, in the denomination of \$5,000 or any integral multiple thereof, and purchasers will not receive certificates representing their interest in Bonds purchased. Payment of principal and interest will be made by the Paying Agent to DTC. While the Bonds are held in book-entry-only form, then the Bonds shall be transferred in accordance with the procedures established by DTC. So long as the Bonds are registered to DTC or another bond depository, the Paying Agent or bond registrar shall have no responsibility with respect to such transfers. The County Treasurer shall have the authority from time to time to appoint a successor depository trustee to serve in the place of DTC. While the Bonds are issued in book-entry-only form the Paying Agent shall serve as paying agent only.

(c) Discontinuance of Book-Entry-Only. In the event the book-entry-only system is discontinued, the following provisions would apply to the Bonds. Bonds may be transferred only by submitting the same to the Paying Agent, together with a satisfactory instrument of transfer signed by the Registered Owner or his legal representative duly authorized in writing, after which a new Bond or Bonds shall be issued by the Paying Agent to the transferee (new registered owner) in denominations of \$5,000 or any integral multiple thereof, in the same aggregate principal amount as the Bond submitted for transfer. No transfer of Bonds shall be valid unless and until recorded on the bond registration books in accordance with the foregoing. The person in whose name any bond is registered may for all purposes, notwithstanding any notice to the contrary, be deemed and treated by the County and the Paying Agent as the absolute owner thereof, and any payment of principal and interest on any Bond to the Registered Owner thereof shall constitute a valid discharge of the County's liability upon such Bond to the extent of such payment. No Bond shall be transferred less than fifteen (15) days prior to an interest payment date nor after the Bond has been called for redemption. So long as the Bonds are registered to DTC or another bond depository, the Paying Agent, acting as bond registrar, shall have no responsibility with respect to such transfers.

14 Bond Form. The Bonds shall be substantially in the form attached hereto as Exhibit A, and incorporated herein, with such changes as are recommended by the County's Bond Counsel and approved by the officers of the County signing the Bonds. If the Bonds are issued as BABs (defined below), such changes shall be made to the form of the Bond as are necessary to comply with the Internal Revenue Code of 1986, as amended, and the applicable regulations

thereunder (collectively the "Code").

15. Execution of Bonds. The Chairman of the Board of Commissioners of the County and the County Clerk are hereby authorized and directed to sign the Bonds, either manually or by facsimile signature, on behalf of the County. Upon execution, the Bonds shall be delivered to the purchaser thereof upon receipt of the purchase price in accordance with the accepted bid therefor, plus the accrued interest, if any, to the date of delivery.

16. Bonds Mutilated, Lost or Destroyed. If any Bond shall become mutilated, the County, at the expense of the holder of the Bond, shall execute, and the Paying Agent shall authenticate and deliver, a new Bond of like tenor in exchange and substitution for the mutilated Bond, upon surrender to the Paying Agent of the mutilated Bond. If any Bond issued under this Resolution shall be lost, destroyed or stolen, evidence of the loss, destruction or theft may be submitted to the Paying Agent and, if this evidence is satisfactory to both the County and the Paying Agent and indemnity satisfactory to the Paying Agent shall be given, the County, at the expense of the owner, shall execute, and the Paying Agent shall thereupon authenticate and deliver, a new Bond of like tenor, which shall bear the statement required by Act 354, Public Acts of Michigan, 1972, as amended, or any applicable law hereafter enacted, in lieu of and in substitution for the Bond so lost, destroyed or stolen. If any such Bond shall have matured or shall be about to mature, instead of issuing a substitute Bond, the Paying Agent may pay the same without surrender thereof.

17. Authorized Officer. Notwithstanding any other provision of this Resolution, either of Kenneth V. Miller, Director, Bay County Department of Water and Sewer, Thomas W. Paige, Assistant Director, Bay County Department of Water and Sewer, or James R. Matter, Accounting Manager (each, an "Authorized Officer") is authorized within the limitations of this Resolution to determine the title of the Bonds, the interest rate or rates, maximum interest rate, amount of discount or premium, amount of maturities, principal amount (not-to-exceed the principal amount stated in this Resolution), amount of good faith deposit, if any, denominations, dates of issuance, dates of maturities (with the final maturity no later than November 1, 2030), interest payment dates, optional and mandatory redemption rights, and term bond options.

An Authorized Officer is hereby authorized for and on behalf of the County, without further County approval, to: (a) approve the circulation of a preliminary and a final Official Statement describing the Bonds; (b) select one or more underwriters for the Bonds; (c) enter into a bond purchase agreement; (d) purchase municipal bond insurance, if considered necessary, as additional security for the bondholders; (e) apply to rating agencies for a rating on the Bonds; and (1) do all other acts and take all other necessary procedures required to effectuate the sale, issuance and delivery of the Bonds.

An Authorized Officer is further authorized to designate the Bonds, in whole or in part, as "Build America Bonds" ("BABs") and to issue the balance of the Bonds, if any, as traditional tax-exempt bonds. An Authorized Officer is authorized to elect to receive a refundable credit under Section 6431 of the Code for purposes of Section 54AA(g)(2) of the Code.

Approval by the County of the matters delegated in this section or any other sections may be evidenced by execution or approval of such documents by an Authorized Officer. An Authorized Officer, together with the Chairman of the Board of Commissioners of the County and the County Clerk or any one or more of them, are authorized to execute any documents or certificates necessary to complete the transaction, including, but not limited to, the submission of any supporting or related documents, any certificates, receipts, orders, agreements, instruments, and any certificates relating to federal or state tax or securities laws, rules or regulations.

18. Continuing Disclosure. The County agrees to provide or cause to be provided, in accordance with the requirements of Rule 15c2-12 (the "Rule") promulgated by the Securities and Exchange Commission (a) on or prior to the last day of the sixth month after the end of the fiscal year of the County, commencing with the first fiscal year ending after the issuance of the Bonds, certain annual financial information and operating data, including audited financial statements for the preceding fiscal year (or if audited financial statements are not available, unaudited financial statements), generally consistent with the information that was contained or cross-referenced in the Official Statement relating to the Bonds, (b) timely notice of the occurrence of certain material events with respect to the Bonds, and (c) timely notice of a failure by the County to provide the required annual financial information on or before the date specified in (a) above.

19. Official Statement. An Authorized Officer, the Chairman of the Board of Commissioners of the County or the County Clerk, or any one of them, are hereby authorized and directed to approve a Preliminary Official Statement and to approve, execute and deliver the Official Statement on behalf of the County with such changes or modifications as they deem necessary in order to assure that the statements therein are true, and that it does not contain any untrue statement or material fact and does not omit a material fact necessary in order to make the statements, in light of the circumstances under which they were made, not misleading.

20. Bond Counsel and Financial Advisor. The firm of Jaffe, Rnitt, Heuer & Weiss, Professional Corporation is hereby employed as bond counsel to the County for the issuance of the Bonds and the firm of ACI Finance, Inc. is employed as financial advisor to the County for the issuance of the Bonds.

21. Establishment of Funds. There is hereby established a Receiving Fund, and within the Receiving Fund these are hereby established an Operation and Maintenance Account, a Rebate Account and a Surplus Account, a Bond Interest and Redemption Fund, and a Construction Fund.

22. Receiving Fund. All Revenues shall be deposited into the Receiving Fund. Monies received into the Receiving Fund shall be transferred as set forth below.

23. Operation and Maintenance Account. Quarterly, from the Revenues deposited in the Receiving Fund, there shall first be set aside and credited to the Operation and Maintenance Account within the Receiving Fund (the "Operation and Maintenance Account") a sum sufficient to provide for the payment for the expenses of administration and operation of the System during the next succeeding quarter, including such current expenses for the maintenance thereof as may be necessary to preserve the System in good repair and working order. The County Agency, acting on

behalf of the County, prior to the commencement of each Operating Year, shall adopt a budget covering the foregoing expenses for each quarter in such year with respect to the System. Any monies remaining in the Operation and Maintenance Account at the end of any Operating Year shall be transferred to the Surplus Account within the Receiving Fund (the "Surplus Account").

24. Bond and Interest Redemption Fund. From the Revenues remaining in the Receiving Fund, after provision for the credit or deposit to the Operation and Maintenance Account, there shall be set aside and credited to the Bond and Interest Redemption Fund, which shall be maintained as a separate deposit account, on the last business day of each quarter, a sum proportionally sufficient to provide for the payment of the principal of and interest on the Bonds next becoming due as and when the same become due and payable. In determining such sufficient sum, the County Agency, acting on behalf of the County, shall take into account investment earnings which have been deposited into the Bond and Interest Redemption Fund pursuant to Section 29, below. Subject to statutory limitations thereon, moneys in the Bond and Interest Redemption Fund may be used for the redemption of Bonds. In any case, where moneys are available for the redemption of Bonds, such moneys may be used instead to purchase Bonds on the open market at the best price or prices obtainable, but not in excess of the then applicable redemption price.

25. Rebate Account. From the remaining Revenues in the Receiving Fund, following the set-asides for the Operation and Maintenance Account and the Bond and Interest Redemption Fund there shall be transferred and deposited in the Rebate Account within the Receiving Fund (the "Rebate Account"), an amount sufficient, after earnings from the various funds established under this Resolution have been credited to the Rebate Account as provided in Section 29 below, to enable the County to rebate investment earnings to the United States, if necessary, in accordance with the requirements of the Code. Funds on deposit in the Rebate Account are not pledged as security for the Bonds.

26. Surplus Account. Any remaining Revenues in the Receiving Fund at the end of each Operating Year following the set-asides for the Operation and Maintenance Account, the Bond and Interest Redemption Fund and the Rebate Account shall be transferred to the Surplus Account. Monies in the Surplus Account may be transferred to other funds established hereunder or may be used for such lawful purpose or purposes as the County Agency, acting on behalf of the County, may determine to be in the best interest of the County. In the event that monies in the Receiving Fund are insufficient to provide for the current requirements of the Operation and Maintenance Account, the Bond and Interest Redemption Fund or the Rebate Account, any monies and/or securities in the Surplus Account shall be transferred first to the Operation and Maintenance Account, second to the Bond and Interest Redemption Fund and thereafter to the Rebate Account to the extent of any deficiencies therein.- To the extent that the County makes payment from taxes or any of its general funds pursuant to its full faith and credit pledge hereunder, the County shall be reimbursed from Net Revenues subsequently received which are not otherwise pledged or encumbered. Accordingly, the monies transferred to the Surplus Account shall be transferred to the County's general funds to effect such reimbursement prior to their transfer to any other funds under this Resolution; provided, however, the monies on deposit to the credit of the Surplus Account will first be used to pay any amounts owing under the Bonds.

27. Construction Fund. Except as hereinafter provided to the contrary, monies in the Construction Fund, which shall be maintained as a separate deposit account, shall be used solely for the purposes of paying Project Costs. Subject to the last sentence of this paragraph of Section 27, the County Agency, acting on behalf of the County shall not authorize the payment of any monies for construction work until there shall have been first filed with it by the Engineer a written statement to the effect that the sum to be paid is in full or partial payment of a contract obligation in connection with said Project, that the work has been completed in accordance with the plan specifications therefor, that it was done pursuant to and in accordance with the contract therefor, that such work is satisfactory and that such work has not been previously paid for. Such statement of the Engineer shall also show the amount of construction estimates which have been theretofore approved by him for payment, and the amount of funds which will be required for the completion of the Project. .Anything in the immediately preceding two sentences to the contrary notwithstanding, if monies in the Construction Fund are being used to reimburse the County Agency, acting on behalf of the County, for the benefit of the DWS, for the Project Costs paid prior to but in anticipation of the issuance of the Bonds, the County Agency, acting on behalf of the County, for the benefit of the DWS, shall not authorize such reimbursement until there shall have been first filed with it by the Engineer a written statement to the effect that the sum to be paid is in reimbursement of full or partial payment by the County Agency, acting on behalf of the County, for the benefit of the DWS, of a contract obligation in connection with said Project, that the work has been completed in accordance with the plan specifications therefor, that it was done pursuant to and in accordance with the contract therefor, that such work is satisfactory and that the Engineer has received satisfactory proof that the County Agency, acting on behalf of the County, for the benefit of the DWS, has previously paid the amount for which reimbursement is sought.

Any proceeds remaining in the Construction Fund on the third anniversary of the date of issuance of the Bonds shall be invested as set forth in the Non-Arbitrage and Tax Compliance Certificate executed by the County in conjunction with the issuance of the Bonds. In the event Additional Bonds are issued hereunder, proceeds of such Bonds in the Construction Fund shall be invested as set forth in the Non-Arbitrage and Tax Compliance Certificate executed by the County in conjunction with such Additional Bonds. Any proceeds remaining in the Construction Fund after the Completion Date shall be transferred to the Bond and Interest Redemption Fund to be used to pay principal due on the Bonds at that time or on the next succeeding date that principal on the Bonds is scheduled to be paid or on the next succeeding date that the Bonds are subject to redemption hereunder.

28. Proceeds of the Bonds. From the proceeds of the sale of the Bonds there shall be immediately deposited in the Bond and Interest Redemption Fund an amount equal to the accrued interest and premium, if any, received on delivery of the Bonds and the County Agency, acting on behalf of the County, shall receive a credit for the amount so deposited against the amount required to be deposited in the Bond and Interest Redemption Fund for payment of the next maturing interest on the Bonds. There shall also be deposited in the Bond and Interest Redemption Fund, the amount of capitalized interest, if any, on the Bonds.

The remaining proceeds of the sale of the Bonds shall be deposited in the Construction Fund.

29. Investment Earnings. Earnings from the investment of any amounts held in any fund hereunder except the Bond and Interest Redemption Fund and the Construction Fund shall remain in such fund and shall be disposed of as provided in the section hereof applicable to such fund. Except as otherwise provided in this Section 29, earnings from the investment of any amounts held in the Construction Fund and the Bond and Interest Redemption Fund shall be deposited first to the credit of the Rebate Account to the extent necessary to enable the County to rebate investment earnings to the United States and thereafter to the Bond and Interest Redemption Fund for the payment of the principal of, and interest on the Bonds, as and when the same become due and payable during the next succeeding twelve months following such deposit. Notwithstanding the foregoing, earnings from the investment of amounts held in the Construction Fund prior to the completion of the Project shall be deposited first to the credit of the Rebate Account to the extent necessary to enable the County to rebate investment earnings to the United States and thereafter to the credit of the Construction Fund to be used to pay Project Costs.

30. Operating Year. The operating year ("Operating Year") of the County with respect to the System shall commence on January 1 of each year and shall end on December 31 of each year.

31. Management. The operation, repair and management of the System and the construction, operation, repair and maintenance of the Project shall be under the supervision and control of the Board of County Road Commissioners pursuant to Act 342, acting for and on behalf of the DWS.

32. No Free Service or Use. No free service or use of the System shall be furnished to any other person, firm or corporation, public or private, or to any public agency or instrumentality.

33. Rate Covenants. The rates currently in effect for the System are estimated to be sufficient to provide for the payment of all items described in Sections 23 and 24 hereof. The County, acting through the County Agency, hereby covenants and agrees to maintain at all times rates, fees and charges for services provided by and for use of the System as shall be sufficient to provide for the payment of the expenses of administration, operation and the maintenance of the System and as may be necessary to preserve the same in good repair and working order, and to provide for the payment of principal of and interest on the Bonds, as and when the same become due and payable, including the funding of all of the funds and accounts established hereunder. Notwithstanding the foregoing, rates that are fixed or established pursuant to a contract or lease shall not be subject to revision or change except in the manner provided in such lease or contract. The rates, fees, and charges for services provided by and for use of the System shall be those permitted by law and established by the County, acting through the County Agency, and in effect on the date of adoption of this Resolution. Those rates, fees and charges are hereby approved by the County, acting through the County Agency,

34. Tax Matters. The County covenants and agrees that to the extent permitted by law, it shall take all actions within its control and that it shall not fail to take any action as may be necessary to maintain the exclusion of the interest on the Bonds that are issued as tax-exempt Bonds from gross income for federal income tax purposes, including, but not limited to, actions relating to the rebate of arbitrage earnings and the expenditure and investment of Bond proceeds and monies

deemed to be Bond proceeds, all as more fully set forth in a Non-Arbitrage and Tax Compliance Certificate to be delivered upon issuance of the Bonds and upon issuance of any Additional Bonds that are issued as tax-exempt Bonds in a form to be provided by bond counsel.

35. Other Covenants. The County, acting through the County Agency, hereby covenants and agrees with the Registered Owners of the Bonds that so long as any of the principal of, redemption premium, if any, or interest on the Bonds remains unpaid, it will.:

(a) punctually perform all duties with respect to the System and the Bonds required by law and this Resolution.

(b) construct the Project in substantial compliance with the plans and specifications herein approved.

(c) not sell, lease, mortgage or in any manner dispose of the System or any substantial part thereof until the Bonds shall have been paid in full.

(d) maintain the System in good repair and working order and will operate the System efficiently and at a reasonable cost and will faithfully and punctually perform all duties with reference to the System required by the Constitution and the laws of the State of Michigan and this Resolution.

(e) cause to be maintained and kept by the County proper books of record and account with respect to the System, separate from all other records and accounts of the County and will prepare and keep and file such records, statements of account and other reports as may be required by Act 94 as now or hereafter amended.

(f) maintain and carry insurance on all physical properties of the System, in an amount necessary to provide for the repair or replacement of such physical properties and shall maintain and carry liability insurance of the kind and in the amount normally carried by entities, whether public or private, engaged in the operation of a sewage disposal system.

(g) use its best efforts to enforce any contracts or leases to which it is a party regarding the use of any part of the System.

(h) pay the Bonds as provided herein notwithstanding any damage, destruction, condemnation or action of eminent domain against the Project or the System or any portion thereof.

36. Permitted Investments and Depository. Monies held in any of the funds and accounts established hereunder may be invested in any manner permitted by law. Any monies held in any of the funds established hereunder shall be deposited with one or more banks, savings and loan associations or credit unions selected by the County Agency, acting on behalf of the County Treasurer.

37. Additional Bonds and Outstanding Indebtedness. While the Bonds are outstanding, no Additional Bonds payable from Revenues shall be issued which shall have a prior standing to the Bonds. While the Bonds are outstanding, no bonds payable from Revenues shall be issued which are of equal or junior standing with the Bonds, except as hereinafter provided.

Subject to the conditions hereinafter provided, the County shall have the right to issue Additional Bonds of equal standing with the Bonds and any other Bonds previously issued (i) for the completion of the Project if the proceeds from the sale of the Bonds and Bonds previously issued, if any, and other monies available to the County shall prove to be insufficient therefor; (ii) for the purpose of improving, enlarging, extending and/or repairing the Project, or (iii) to provide funds for redeeming, prior to maturity or at maturity, all or any part of the Bonds or any Additional Bonds. The amount of such Additional Bonds may include amounts needed for payment of (A) redemption premiums, if any, and interest to accrue to the earliest redemption date or the stated payment date or dates, (B) costs of issuing such Additional Bonds, and (C) to the extent necessary, interest during the period of construction and until full Revenues are developed, on such Additional Bonds or on any Bonds previously issued for the Project.

No such Additional Bonds of equal standing with the Bonds shall be issued unless the County, acting through the County Agency, is reasonably satisfied that the actual Net Revenues for the then last preceding fiscal year shall be sufficient to pay the maximum annual principal and interest to be paid during the then current and any subsequent Operating Year on all outstanding Bonds and the Additional Bonds to be issued (exclusive of the principal and interest requirements on any Bonds which are to be refunded with the proceeds of such Additional Bonds and exclusive of the principal and interest requirements on any Bonds which have theretofore been refunded, if any).

The actual Net Revenues shall be used in making the foregoing determination unless the County acting through the County Agency, shall raise the then effective rates at the time of authorizing such Additional Bonds, in which case the Net Revenues for the last preceding fiscal year shall be augmented to an amount reflecting the effect of such increase had the billings during such fiscal year been at the increased rates. Such additional Net Revenues shall be estimated by a Registered Professional Engineer who shall be selected by the County Agency, acting on behalf of the County, but who shall not be a regular officer or employee of the County or of the County Agency .

No such Additional Bonds shall be issued if the County shall then be in default in making payments to the Operation and Maintenance Fund or the Bond and Interest Redemption Fund.

Before any Additional Bonds shall be issued, the County shall adopt a resolution authorizing the issuance of such Additional Bonds, fixing the amount and the details thereof, describing in brief and general terms the purposes for which the Additional Bonds are issued and estimating the cost thereof. The terms and conditions of any such Additional Bonds shall be set by the County at the time of issuance of such Additional Bonds, provided, that such Additional Bonds shall be on a parity with and of the same priority of lien with and shall be entitled to the same

benefit and security of this Resolution as the Bonds and any Additional Bonds theretofore issued and outstanding.

38. Resolution to Constitute Contract. In consideration of the purchase and acceptance of the Bonds by those who shall hold the same from time to time, this Resolution shall be deemed to be and shall constitute a contract between the County and the Registered Owners of the Bonds; and the pledge made and lien granted in this Resolution and the covenants and agreements herein set forth to be performed on behalf of the County shall be for the equal benefit, protection and security of the Registered Owners of the Bonds.

39. Supplemental Resolutions with Approval of Registered Owners. Subject to the terms and provisions contained in this Section, and not otherwise, the Registered Owners of not less than fifty-one percent (51%) in principal amount of the Bonds shall have the right, from time to time, to consent to and approve the adoption by the County of such resolution or resolutions supplemental hereto as shall be deemed necessary or desirable by the County for the purpose of modifying, altering, amending, adding to or rescinding any of the terms or provisions contained in this Resolution or in any supplemental resolution; provided, however, that the rate of interest borne by the Bonds, the maturity of the Bonds or terms of the payment thereof may only be changed by unanimous consent of all Registered Owners of the Bonds sought to be so changed.

If at any time the County shall propose to adopt any supplemental resolution for any of the purposes of this Section 39, the Clerk of the County shall cause notice of the proposed adoption of such supplemental resolution to be mailed, postage prepaid, to the Registered Owners of the Bonds entitled to approve such supplemental resolution, at their addresses as they appear on the registration books of the Transfer Agent. The notice shall briefly set forth the nature of the proposed supplemental resolution and shall state that copies thereof are on file at the offices of the County Clerk for inspection by all Registered Owners. Failure to mail the notice required by this Section 39 shall not affect the validity of such supplemental resolution when consented to and approved as provided in this Section 39.

Whenever, at any time within one year after the date of the mailing of such notice, the County shall procure an instrument or instruments in writing purporting to be executed by the applicable proportion of Registered Owners set forth above, which instrument or instruments shall refer to the proposed supplemental resolution described in such notice and shall specifically consent to and approve the adoption thereof in substantially the form of the copy thereof referred to in such notice, thereupon, but not otherwise, the County may adopt such supplemental resolution in substantially such form, without liability or responsibility to any Registered Owners entitled to approve such supplemental resolution (unless unanimous consent is required), whether or not such Registered Owners shall have consented thereto.

If the applicable proportion of Registered Owners entitled to approve such supplemental resolution at the time of the adoption thereof shall have consented to and approved the adoption thereof as herein provided, no Registered Owners of the Bonds shall have any right to object to the adoption of said supplemental resolution, or to object to any of the terms and provisions contained therein or the operation thereof, or in any manner to question the propriety of the adoption thereof

or to enjoin or restrain the County from adopting the same or from taking any action pursuant to the provisions thereof.

Upon the adoption of any supplemental resolution pursuant to the provisions of this Section 39, this Resolution shall be deemed to be modified and amended in accordance therewith, and the respective rights, duties and obligations under this Resolution of all Registered Owners of the Bonds shall thereafter be determined, exercised and enforced hereunder, subject in all respect to such modifications and amendments.

40. Release of Lien and Defeasance of the Bonds. If the Bonds shall have become due and payable in accordance with their terms or otherwise as provided in this Resolution or are to be paid at their maturity or shall have been duly called for redemption, and the whole amount of the principal and interest and the redemption premium, if any, so due and payable upon the Bonds then outstanding shall be paid or sufficient cash, or noncallable Government Obligations, the principal of and interest on which, when due and payable, will provide sufficient monies, shall be deposited in a separate account with a bank or trust company and held in trust for Registered Owners for such purpose, and sufficient funds shall also have been provided for paying all other obligations payable hereunder, then and in that case, upon such transfer of funds to such bank or trust company pursuant to an escrow agreement specifying the terms and conditions upon which such funds are to be held and the Bonds and such other obligations are to be paid, and receipt of a verification report prepared by a nationally recognized accounting firm to the effect that such funds are sufficient to pay the Bonds and such obligations when due and payable, the Bonds shall be deemed to be paid in full and the statutory lien herein created for the benefit of the Registered Owners of the Bonds shall thereupon cease, terminate and become void, and all the remaining property held under this Resolution and all balances remaining in all funds and accounts established under this Resolution, other than money held for the redemption or payment of the Bonds and interest thereon and other than money held in the Construction Fund needed for the completion of the Project shall become the property of the County Agency, free from the lien created by this Resolution. Thereupon, the Registered Owners shall have only the right to payment from the deposited funds and for rights of replacement, registration and transfer of the Bonds and the Bonds shall no longer be considered to be outstanding under this Resolution.

41. Repeal, Savings Clause. All ordinances, resolutions or orders or parts thereof in conflict with the provisions of this Resolution are to the extent of such conflict repealed.

42. Additional Authority. An Authorized Officer and the appropriate officers, „agents and employees of the County and the County Agency, acting on behalf of the County, are authorized to take all other actions necessary and convenient to facilitate the sale and issuance of the Bonds including, without limitation, the execution and delivery of an Issuer's Certificate and a Non-Arbitrage and Tax Compliance Certificate, and such other documents and certificates as may be necessary or appropriate in connection with issuance of the Bonds and the transactions contemplated in this Resolution.

43. Severability, Paragraph Headings and Conflict. If any section, paragraph, clause or provision of this Resolution shall be held invalid, the invalidity of such section, paragraph, clause or

provision shall not affect any of the other provisions of this Resolution. The paragraph heading in this Resolution are furnished for convenience of reference only and shall not be considered to be part of this Resolution.

44. Applicable Law. The Bonds shall be sold and the proceeds applied in accordance with the provisions of Act 342 and Act 94.

45, Effective Date. This Resolution shall be effective upon adoption.

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by Board of Commissioners of the County of Bay at its regular meeting held on April 13, 2010 at 4:00 p.m., Detroit time, and that said meeting was conducted and public notice of said meeting was given to and in full compliance with the Open Meetings Act, being Act No. 267, Public Acts of Michigan, 1976, as amended, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

I further certify that the following members were present at said meeting:

and that the following members were absent:

I further certify that Commissioner _____ moved adoption of said resolution and that Commissioner _____ supported said motion.

I further certify that the following members voted for adoption of said resolution:
Commissioners:

Clerk of the Commission

EXHIBIT A

UNITED STATES OF AMERICA
STATE OF MICHIGAN
COUNTY OF BAY
BAY COUNTY WEST SIDE REGIONAL
SEWAGE DISPOSAL SYSTEM
REVENUE BOND
(GENERAL OBLIGATION LIMITED TAX),
SERIES 2010

Interest Rate	Maturity Date	Date of Original Issue	Registration Number
		_____ 1, 2010	R-

REGISTERED OWNER:

PRINCIPAL AMOUNT:

The County of Bay, State of Michigan (the "Issuer"), for value received, hereby promises to pay the Principal Amount specified above, in lawful money of the United States of America to the Registered Owner shown above, or registered assigns, on the Maturity Date specified above, unless prepaid prior thereto as hereinafter provided, with interest thereon from the Date of Original Issue shown above, or such later date to which interest has been paid, until paid, at the Interest Rate per annum specified above, payable on November 1, 2010 and semiannually thereafter. Principal of this bond is payable upon surrender of this bond at the office of the Paying Agent, or such other transfer agent as the Issuer may hereafter designate by notice mailed to the registered owner not less than 60 days prior to the date of any change in transfer agent. Interest on this bond is payable by check or draft mailed to the person or entity who is, as of the fifteenth (15th) day of the month preceding the interest payment date, the registered owner of record, at the • registered address as shown on the registration books of the Issuer kept by the transfer agent.

For prompt payment of principal and interest on this bond, the Issuer has irrevocably pledged the revenues of the West Side Regional Sewage Disposal System of the Issuer (the "System"), including all appurtenances, extensions and improvements thereto, after provision has been made for reasonable and necessary expenses of operation, maintenance and administration, (the "Net Revenues") and a statutory first lien thereon is hereby recognized and created.

Pursuant to the authorization provided in Act 342, Public Acts of Michigan, 1939, as amended ("Act 342") and as additional security, the Issuer, by resolution of its Board of Commissioners, has pledged to this issue of bonds, its full faith and credit for the prompt payment of the principal of, premium, if any, and interest hereon when due and if Net Revenues pledged for the payment of the bonds of this issue are insufficient to pay the principal of, premium, if any, and interest hereon when due, the Treasurer of the Issuer shall advance the amount thereof from funds of the Issuer. The full faith and credit pledge of the Issuer is a limited tax general obligation, and the Issuer is required to pay its debt service obligations from its general funds, including the collection of ad valorem taxes which it is authorized to levy. However, the ability of the Issuer to levy such taxes is subject to constitutional, statutory and charter limitations. To the extent the Issuer makes payment on the bonds of this issue pursuant to its full faith and credit pledge, the Issuer shall be reimbursed from Net Revenues subsequently received from the System to the extent such revenues are not otherwise pledged or encumbered.

This bond is one of a series of bonds of even date of original issue, aggregating the principal sum of \$ issued pursuant to a Resolution, duly adopted by the Board of Commissioners of the Issuer, and under and in full compliance with the Constitution and statutes of the State of Michigan, including specifically Act 94, Public Acts of Michigan, 1933, as amended ("Act 94") and Act 342, for the purpose of paying the cost of acquiring and constructing additions and improvements to the System.

For a complete statement of the revenues from which and the conditions under which this bond is payable, a statement of the conditions under which additional bonds of equal standing may hereafter be issued and the general covenants and provisions pursuant to which this bond is issued, reference is made to the above-described Resolution.

Bonds maturing on May 1, 2011 through May 1, 2020, inclusive, shall not be subject to optional redemption prior to maturity. Bonds or portions of bonds maturing on or after May 1, 2021, in multiples of \$5,000, inclusive, shall be subject to redemption prior to maturity at the option of the Issuer, in such order of maturity as the Issuer shall determine and within a single maturity by lot, on any interest payment date on or after May 1, 2020, at par and accrued interest to the date fixed for redemption

Notice of redemption of any bond or portion thereof shall be given by the Paying Agent at least thirty (30) days prior to the date fixed for redemption by mail to the registered owner at the registered address shown on the registration books kept by the Paying Agent. Bonds shall be called for redemption in multiples of \$5,000 and any bond of a denomination of more than \$5,000 shall be treated as representing the number of bonds obtained by dividing the denomination of the bond by \$5,000 and such bond may be redeemed in part. Notice of redemption for a bond redeemed in part shall state that upon surrender of the bond to be redeemed a new bond or bonds in aggregate principal amount equal to the unredeemed portion of the bonds surrendered shall be issued to the registered owner thereof. No further interest on a bond or portion thereof called for redemption shall accrue after the date fixed for redemption, whether presented for redemption or not, provided funds are on hand with the Paying Agent to

redeem the bond or portion thereof.

The Issuer has covenanted and agreed, and does hereby covenant and agree to fix and maintain at all times while any bonds payable from the Net Revenues of the System shall be outstanding, such rates for service furnished by the System as shall be sufficient to provide for payment of the interest upon and the principal of the bonds of this issue and any additional bonds of equal standing as and when the same shall become due and payable, to provide for the payment of expenses of administration and operation and such expenses for maintenance of the System as are necessary to preserve the same in good repair and working order, and to provide for such other expenditures and funds for the System as are required by said Resolutions.

This bond is transferable only upon the books of the Issuer kept for that purpose at the office of the transfer agent by the registered owner in person or the registered owner's attorney duly authorized in writing, upon the surrender of this bond together with a written instrument of transfer satisfactory to the transfer agent, duly executed by the registered owner or the registered owner's attorney duly authorized in writing, and thereupon a new bond or bonds in the same aggregate principal amount and of the same maturity shall be issued to the transferee in exchange therefor as provided in the Resolution authorizing the bonds, and upon payment of the charges, if any, therein prescribed.

This bond is not valid or obligatory for any purpose until the transfer agent's Certificate of Authentication on this bond has been executed by the transfer agent.

It is hereby certified and recited that all acts, conditions and things required by law precedent to and in the issuance of this bond and the series of bonds of which this is one have been done and performed in regular and due time and form as required by law and that the total indebtedness of the County, including the series of bonds of which this is one, does not exceed any constitutional or statutory limitation, and that the full faith and credit of the County is hereby pledged for the prompt payment of this bond and interest hereon, when due, subject to constitutional, statutory and charter limitations.

IN WITNESS WHEREOF, the County of Bay, State of Michigan, by its Board of Commissioners, has caused this bond to be executed with the facsimile or manual signatures of its Chairman and its County Clerk and the corporate seal of the County to be printed on this bond, all as of the Date of Original Issue.

COUNTY OF BAY

By: _____
Chairman of the Board of Commissioners

(Seal)

Countersigned:

County Clerk

Date of Registration:

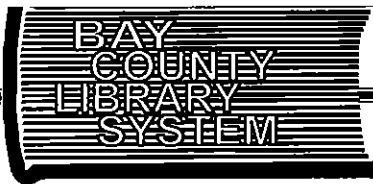
Certificate of Authentication

This bond is one of the bonds described in the within-mentioned Resolutions.

U.S. BANK
Paying Agent

Authorized Signatory

1871460.03



BOARD OF TRUSTEES

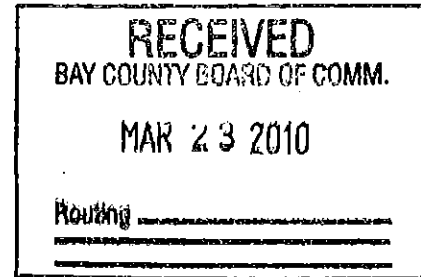
DON CARLYON, Chairperson
MARK KAPLENSKI, Vice Chairperson
JOAN TUCK, Secretary-Treasurer
FRANK M. QUINN, Trustee
ROBERT LA CHANCE, Trustee

ADMINISTRATION
THOMAS H. BIRCH JR.
Director

KEVIN M. AYALA
Assistant Director

March 15, 2010

Bay County Board of Commissioners
515 Center Avenue
Bay City, MI 48708



RE: Operating Millage Renewal
Bay County Library System

Dear Commissioners:

This is to inform you that during the February 24, 2010 regular meeting of the Bay County Library System Board of Trustees passed a motion to seek a four-year renewal of the 1.0 mill operating levy as a part of the November, 2010 general election. This renewal period would include FY 2011 through the end of FY 2014.

With this letter we request due consideration of this matter by the Bay County Board of Commissioners.

Yours truly,

A handwritten signature in cursive script, appearing to read "Donald J. Carlyon".

Donald J. Carlyon, Chairperson
Bay County Library System Board of Trustees

Cc: Cynthia Luczak, Bay County Clerk
Marty Fitzhugh, Bay County Counsel

Encl:

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MILLAGE PROPOSAL FOR BAY COUNTY LIBRARY SYSTEM

Shall the limitation on the amount of general ad valorem taxes which may be imposed each year for all purposes upon real and personal property within the County of Bay under Article IX, Section 6 of the Michigan Constitution be renewed for 1 mill (which is equal to \$1.00 per \$1,000 of taxable value) for the period of four (4) years, 2011 through 2014, inclusive, for the purpose of funding general operations, programs and services of the Bay County Library System? The amount of revenue the County will collect if that millage is approved and levied by the County in the first year is estimated to be \$_____. The proposal is a renewal of the current millage.

Yes _____
No _____

BAY COUNTY BOARD OF COMMISSIONERS
4/13/10

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (4/6/10)

RESOLVED That, subject to the approval of the County Election Scheduling Committee, the following ballot question be submitted to the electors of this County on November 2, 2010, for the purpose of renewing the property tax limitation by 1 of a mill for the purpose of funding general operations, programs and services of the Bay County Library System; And Be It Further

RESOLVED That the question to be submitted to said electors at said election shall be in the following form:

MILLAGE PROPOSAL FOR BAY COUNTY LIBRARY SYSTEM

Shall the limitation on the amount of general ad valorem taxes which may be imposed each year for all purposes upon real and personal property within the County of Bay under Article IX, Section 6 of the Michigan Constitution be renewed for 1 mill (which is equal to \$1.00 per \$1,000 of taxable value) for the period of four (4) years, 2011 through 2014, inclusive, for the purpose of funding general operations, programs and services of the Bay County Library System? The amount of revenue the County will collect if that millage is approved and levied by the County in the first year is estimated to be \$_____. The proposal is a renewal of the current millage.

Y e s

No

RESOLVED That the County Clerk submit this resolution to the County Election Scheduling Committee forthwith; And Be It Further

RESOLVED That changes as to form made by Corporation Counsel are permitted.

DONALD J. TILLEY, CHAIR

AND COMMITTEE

Library Operating Millage Renewal - Ballot Question - November

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael J. Duranczyk				Colleen M. Mallette				Brian K. Elder			
Patrick H. Beson				Ernie Krygier				Eugene F. Gwizdala			
Vaughn J. Beglick				Klm Coonan				Donald J. Tilley			

VOTE TOTALS:

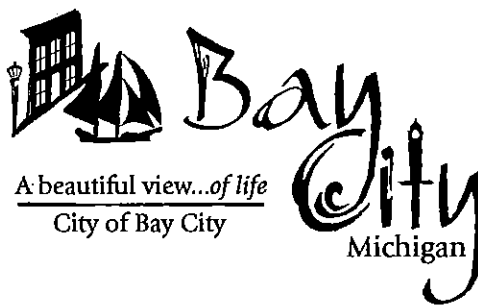
ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED _____ DEFEATED _____ WITHDRAWN _____

AMENDED _____ CORRECTED _____ REFERRED _____

- 31 -



March 25, 2010

Mr. Brian Elder, Chairman
Bay County Board of Commissioners
515 Center Avenue
Bay City, MI 48708

RE: Bay County Recovery Zone Economic Development Bond Allocation

Dear Chairman Elder:

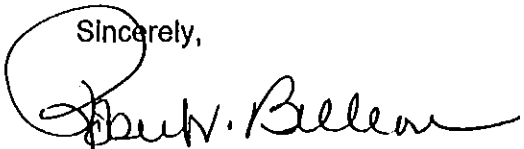
On behalf of the City of Bay City, I formally request the use of the County of Bay Recovery Zone Economic Development Bond Allocation in the amount \$6.6 million. The City of Bay City intends to sell capital improvement bonds to complete street, water, and sewer infrastructure projects during this calendar year. The Recovery Zone Economic Development Bond program will assist us in reducing our costs associated with borrowing funds for the projects identified in the 2009 capital bond plan.

The City of Bay City issued a Notice of Intent on October 5, 2009 to sell capital improvement bonds not to exceed \$7.5 million for street, water, and sewer projects. The City of Bay City desires to take advantage of a federally funded program under the American Reinvestment and Recovery Act of 2009. By your action on September 29, 2009, the City of Bay City is eligible for use of Bay County's allocation under the Recovery Zone Economic Development Bond Program, and would appreciate your consideration in approving Bay City's use of these funds for its 2009 capital improvement bonds.

Attached herewith is a copy of the City Commission resolution authorizing the Notice of Intent to sell capital improvement bonds in an amount not to exceed \$7.5 million for water, sewer, and street projects, and a summary of the proposed projects.

Should you have any questions, please feel free to contact me at (989) 894-8229.

Sincerely,


Robert V. Belleman
City Manager

c: Mayor & Commission
Steve Black
Bill Kaiser
Warren Creamer

RVB/mar/RZED Bonds - Elder ltr/3-26-10

RECEIVED BAY COUNTY BOARD OF COMM. MAR 30 2010 Routing _____ _____ _____
--

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NOTICE OF INTENT RESOLUTION
GENERAL OBLIGATION CAPITAL IMPROVEMENT BONDS, AUTHORIZATION TO
REQUEST RECOVERY ZONE ECONOMIC DEVELOPMENT BOND ALLOCATION

City of Bay City
County of Bay, State of Michigan

Of Commission as a Whole:

Whereas, the City intends to issue and sell general obligation capital improvement bonds, pursuant to Act 34, Public Acts of Michigan, 2001, as amended, in an amount not to exceed Seven Million Five Hundred Thousand Dollars (\$7,500,000) for the purpose of paying the cost of acquiring and constructing certain street improvements, improvements to the City's Water Supply System and the City's Sanitary Sewer System together with all necessary related appurtenances and attachments relating thereto (the "Projects"); and

Whereas, a notice of intent to issue bonds must be published before the issuance of the aforesaid bonds in order to comply with the requirements of Section 517 of Act 34, Public Acts of Michigan, 2001, as amended; and

Whereas, the American Recovery and Reinvestment Act of 2009 (the "Act") provides for the issuance of recovery zone economic development bonds ("Recovery Zone Bonds") the issuance of which will be economically advantageous to the City; and

Whereas, pursuant to the Act the County of Bay, Michigan (the "County") may allocate its capacity to issue Recovery Zone Bonds to any subordinate governmental unit within the County provided that the County designates such governmental unit as a recovery zone; and

Whereas, the City, by reason of its rate of unemployment, rate of home foreclosures and general distress qualifies as a recovery zone.

Now Therefore Be It Resolved that:

1. The City Clerk is hereby authorized and directed to publish a notice of intent to issue bonds in the Bay City Times, a newspaper of general circulation in the City.
2. Said notice of intent shall be published as a one-quarter (1/4) page display advertisement in substantially the following form:

CITY OF BAY CITY, MICHIGAN
OFFICE OF CITY CLERK

(AFFIDAVIT)

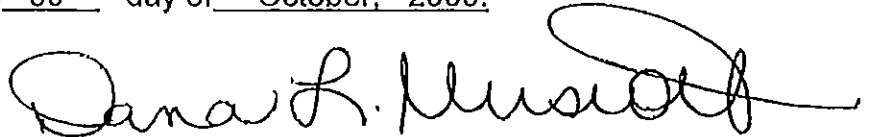
STATE OF MICHIGAN)

COUNTY OF BAY)

CITY OF BAY CITY)

I, Dana L. Muscott, City Clerk of the City of Bay City, County and State aforesaid,
Do hereby Certify that I have compared the annexed excerpt from the regular meeting
of the Bay City City Commission held on October 5, 2009, with the original on file in my
office, and that it is a true and correct copy therefrom and of the whole of such original.

In Witness Whereof, I have hereunto set my hand and affixed the Corporate Seal of
the City of Bay City, Michigan, this 30th day of October, 2009.



Dana L. Muscott, City Clerk

NOTICE OF INTENT RESOLUTION
GENERAL OBLIGATION CAPITAL
IMPROVEMENT BONDS, AUTHO-
RIZATION TO REQUEST RECOV-
ERY ZONE ECONOMIC DEVELOP-
MENT BOND ALLOCATION

City of Bay City

County of Bay, State of Michigan
Of Commission as a Whole:

Whereas, the City intends to issue and sell general obligation capital improvement bonds, pursuant to Act 34, Public Acts of Michigan, 2001, as amended, in an amount not to exceed Seven Million Five Hundred Thousand Dollars (\$7,500,000) for the purpose of paying the cost of acquiring and constructing certain street improvements, improvements to the City's Water Supply System and the City's Sanitary Sewer System together with all necessary related appurtenances and attachments relating thereto (the "Projects"); and

Whereas, a notice of intent to issue bonds must be published before the issuance of the aforesaid bonds in order to comply with the requirements of Section 517 of Act 34, Public Acts of Michigan, 2001, as amended; and

Whereas, the American Recovery and Reinvestment Act of 2009 (the "Act") provides for the issuance of recovery zone economic development bonds ("Recovery Zone Bonds") the issuance of which will be economically advantageous to the City; and

Whereas, pursuant to the Act the County of Bay, Michigan (the "County") may allocate its capacity to issue Recovery Zone Bonds to any subordinate governmental unit within the County provided that the County designates such governmental unit as a recovery zone; and

Whereas, the City, by reason of its rate of unemployment, rate of home foreclosures and general distress qualifies as a recovery zone.

Now Therefore Be It Resolved that:

1. The City Clerk is hereby authorized and directed to publish a notice of intent to issue bonds in *The Bay City Times*, a newspaper of general circulation in the City.
2. Said notice of intent shall be published as a one-quarter (1/4) page display advertisement in substantially the following form:

NOTICE TO ELECTORS
OF THE CITY OF BAY CITY
OF INTENT TO ISSUE BONDS SE-
CURED BY THE TAXING
POWER OF THE CITY AND RIGHT
OF REFERENDUM THEREON
PLEASE TAKE NOTICE that the City
Commission of the City of Bay City, Bay
County, Michigan, intends to issue and sell
general obligation capital improvement

bonds, pursuant to Act 34, Public Acts of Michigan, 2001, as amended, in an amount not to exceed Seven Million Five Hundred Thousand Dollars (\$7,500,000) for the purpose of paying the cost of acquiring and constructing street improvements, Water Supply System Improvements, and Sanitary Sewer System Improvements together with all necessary and related appurtenances and attachments.

Said bonds will mature in annual installments not to exceed twenty five (25) in number, with interest rates to be determined at sale but in no event to exceed eight percent (8%) per annum on the unpaid balance from time to time remaining outstanding on said bonds. The bonds may be issued in one or more series as shall be determined by the City Commission.

SOURCE OF PAYMENT OF BONDS
THE PRINCIPAL AND INTEREST OF THE BONDS shall be payable from the general funds of the City lawfully available for such purposes including property taxes levied within applicable charter, statutory and constitutional limitations.

RIGHT OF REFERENDUM
THE BONDS WILL BE ISSUED WITHOUT A VOTE OF THE ELECTORS UNLESS A PETITION REQUESTING SUCH A VOTE SIGNED BY NOT LESS THAN 10% OF THE REGISTERED ELECTORS OF THE CITY IS FILED WITH THE CITY CLERK WITHIN FORTY-FIVE (45) DAYS AFTER PUBLICATION OF THIS NOTICE. IF SUCH PETITION IS FILED, THE BONDS MAY NOT BE ISSUED WITHOUT AN APPROVING VOTE OF A MAJORITY OF THE QUALIFIED ELECTORS OF THE CITY VOTING THEREON.

THIS NOTICE is given pursuant to the requirements of Section 517, Act 34, Public Acts of Michigan, 2001, as amended.

Dana L. Muscott
City Clerk, City of Bay City

3. The City Commission does hereby determine that the foregoing form of Notice of Intent to Issue Bonds and the manner of publication directed is the method best calculated to give notice to the City's taxpayers and electors of this Commission's intent to issue the bonds, the purpose of the bonds, the security for the bonds, and the right of referendum relating thereto, and the newspaper named for publication is hereby determined to reach the largest number of persons to whom the notice is directed.

4. The City Manager be and is hereby authorized on behalf of the City to make application to the County to designate the City as a Recovery Zone and to allocate Recovery Zone Bond capacity to the City.

5. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

Commissioner Dufresne moved to allow public input. There was no objection. No one came forward.

Commissioner Snyder moved adoption of resolution.

Adopted by the following vote:

Yes, Commissioners Shannon, Novellino, Legner, Dufresne, Davidson, Kurzer, Newsham, Snyder, 8.
No, None.

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2010 BOND ISSUE PROJECT COSTS

DEPARTMENT/PROJECT	COSTS
Water Treatment Plant	
Reroof Water Treatment Plant	\$150,000
Phosphate Feed System	\$61,000 *
CO2 Feed System	\$500,000 *
SUBTOTAL	<u>\$711,000</u>
Water Distribution	
Marquette S-Curve	\$100,000
Johnson St. (Water to Woodside)	\$270,000
19th from Broadway to	
Water/Broadway & Water to 18th	
Street	<u>\$70,000</u>
SUBTOTAL	<u>\$440,000</u>
WWTP	
Sewer Rehabilitation Project	
Assessment & Design	\$500,000
Rehabilitation Project Construction	\$1,400,000
Bond Costs	<u>\$100,000</u>
SUBTOTAL	<u>\$2,000,000</u>
Engineering/Streets	
Johnson Street project (Water to	
Woodside)	
Preliminary Construction Estimate	\$532,000 (deducted water/sewer main costs)
Water Main costs	\$190,000
Sewer Main costs	\$335,000
Design Engineering Fee	\$75,000
Construction Engineering Fee	<u>\$115,000</u>
SUBTOTAL	<u>\$1,247,000</u>
Walnut Street Phase I	
Preliminary Construction Estimate	\$790,285 (deducted water/sewer main costs)
Water Main costs	\$152,000
Sewer Main costs	\$200,000
Construction Engineering Fee	<u>\$106,000</u>
SUBTOTAL	<u>\$1,248,285 **</u>

Walnut Street Phase II	
Preliminary Construction Estimate	\$575,000
Water Main costs	\$153,000
Sewer Main costs	\$101,350
Design Engineering Fee	\$40,000
Construction Engineering Fee	\$80,000
SUBTOTAL	\$949,350 **

TOTAL	\$6,595,635
--------------	--------------------

*Subject to decision on Saginaw-Midland Water Authority

**If Walnut Phase I & II are designed & constructed at the same time, the engineering fees would be reduced

BAY COUNTY BOARD OF COMMISSIONERS**4/13/10****RESOLUTION**

- BY: WAYS AND MEANS COMMITTEE (4/6/10)
- WHEREAS, The Governor's proposed FY 10-11 budget includes moving \$2.6 million from the Sheriff's Secondary Road Patrol fund to the Michigan State Police budget to fund troopers and radios (\$2.2 for troopers - \$400,000 MPSCS radio); and
- WHEREAS, It is estimated that this action would cause the layoff of at a minimum 30 deputies statewide and, in all likelihood, the impact would be even greater; and
- WHEREAS, The Secondary Road Patrol is funded by a \$10.00 assessment on all moving traffic violations and, since 2003, no General Fund contribution has been included in its funding; and
- WHEREAS, The Michigan State Police, through enabling legislation, receive a like assessment of \$10.00 for trooper funding; and
- WHEREAS, The Secondary Road Patrol is a successful program spanning 30 years and is monitored for compliance with provisions of PA 416 by the Office of Highway Safety Planning which has stated in the 2008 Secondary Road Patrol Annual Report that "OHSP believes the Secondary Road Patrol Program has played a significant role in Michigan's traffic safety picture and that having a visible law enforcement presence on secondary roads has had a positive impact on driver behavior"; and
- WHEREAS, The Sheriffs are audited to insure they are NOT using state funds to "supplant" county general funds for officers, however, if the transfer takes place that is exactly what the State is doing; and
- WHEREAS, Should this proposal be implemented, it will require the 416 Act to be opened and amended, at which time the fund could be further depleted by additional amendments for various other "worthy" causes; Therefore, Be It
- RESOLVED That the Bay County Board of Commissioners goes on record opposing the proposal to move \$2.6 million from the Sheriff's Secondary Road Patrol fund to the Michigan State Police budget to fund troopers and radios; Be It Further
- RESOLVED That a copy of this resolution be forwarded to Governor Granholm, our State Legislators, the Michigan Association of Counties and the other 82 Michigan counties.

DONALD J. TILLEY, CHAIR
AND COMMITTEE

Sheriff Dept - Governor's Budget Proposal

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael J. Duranczyk				Colleen M. Mallette				Brian K. Elder			
Patrick H. Beson				Ernie Krygler				Eugene F. Gwizdala			
Vaughn J. Beglick				Kim Coonan				Donald J. Tilley			

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED _____ DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

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TO: BRIAN K. ELDER, Ways & Means Committee Chair
Bay County Board of Commissioners

FROM: Kurt C. Asbury, Prosecuting Attorney

DATE: March 29, 2010

SUBJECT: Request to renew the *Crime Victim Rights Grant Agreement*.

Request: To be placed on the agenda for the Ways & Means Committee meeting on April 6, 2010, for approval to renew the *Crime Victim Rights Grant Agreement* for 2010-2011 grant cycle.

Background: This is a grant we began receiving in 1985 to fund a full-time crime victim rights advocate, then expanding to two full-time crime victim rights advocates in 1994.

There is no county match required for this grant. The monies come from defendants who have been convicted of a crime.

Crime Victim Services has allocated a total amount of \$123,175 for Bay County's program.

Recommendation: Requesting the committee refer to full Board for approval; this would include authorization of Board Chair to sign this agreement and any related documents after Corporation Counsel review, and approval of any required budget adjustments.

No. 2010-

BAY COUNTY BOARD OF COMMISSIONERS
4/13/10

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (4/6/10)

WHEREAS, Since 1985, the Bay County Prosecutor's Office has been the recipient of a State grant provided to Prosecuting Attorney's offices to fund Crime Victim services with expansion of the program in 1994; and

WHEREAS, The Bay County Prosecutor has been notified of approval of Victim Rights funding for FY 2010-2011 in the amount of \$123,175; and

WHEREAS, There is no county match required for this grant and there are no tax dollars expended for this grant which is funded from monies from defendants who have been convicted of a crime; and

WHEREAS, The Crime Victim Rights funding covers two (2) full-time employees for the Victim Rights Unit in the Prosecutor's Office; Therefore, Be It

RESOLVED By the Bay County Board of Commissioners that the Crime Victim Rights Funding Agreement for the Prosecutor's Office for FY 2010-2011 is approved and the Chairman of the Board authorized to execute said Agreement and related documents on behalf of Bay County following legal review; And Be It Further

RESOLVED That it is understood that if grant funding for the Crime Victim Rights Program is terminated, Bay County shall not be responsible to fund the positions (2) or absorb up any costs associated with the positions; Be It Finally

RESOLVED That budget adjustments, if required, are approved.

DONALD J. TILLEY, CHAIR
AND COMMITTEE

Pros - CrimeVictimRights-2010-2011

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael J. Duranczyk				Colleen M. Maillette				Brian K. Elder			
Patrick H. Beson				Ernie Krygler				Eugene F. Gwizdala			
Vaughn J. Beglck				Kim Coonan				Donald J. Tilley			

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED _____ DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

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TO: Brian Elder, Ways & Means Committee Chair
Bay County Board of Commissioners

FROM: Kurt C. Asbury, Prosecuting Attorney

DATE: March 29, 2010

SUBJECT: Request to renew the *Victims of Crimes Act (VOCA) Grant*.

Request: To be placed on the agenda for the Ways & Means Committee meeting on April 6, 2010, for approval to renew the *Victims of Crime Act (VOCA) Funding Agreement* for 2010-2011 grant cycle.

Background: This is a grant we began receiving in 2000 to fund a full-time crime victim rights advocate specializing in domestic violence and child sexual abuse cases. It is an 80% / 20% grant. The 20% matching funds are **in-kind** and do not involve any county dollars being expended for this employee's position.

The total amount of VOCA funding we are requesting is \$67,027.

Again, this is not a new position, just a continuation for the VOCA funding for this position.

Recommendation: Requesting the committee refer to full Board for approval: this would include authorization of Board Chair to sign any required documents after Corporation Counsel review, and approval of any future required budget adjustments.

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BAY COUNTY BOARD OF COMMISSIONERS

4/13/10

RESOLUTION

- BY: WAYS AND MEANS COMMITTEE (4/6/10)
- WHEREAS, Since 2000, the Bay County Prosecutor, with Board approval, received Federal Victims of Crime Act (VOCA) Grant funding to enhance the services to domestic violence and child sexual assault victims; and
- WHEREAS, An additional victim advocate was hired and is paid for entirely by the VOCA grant; and
- WHEREAS, The VOCA grant is an 80%/20% grant and the County's 20% match is in-kind with no direct County dollars being spent for the position; and
- WHEREAS, The Prosecutor again wishes to apply for VOCA grant funding in the amount of \$67,027 for the 2010-2011 grant cycle to continue services to domestic violence and child sexual abuse victims; Therefore, Be It
- RESOLVED That the Bay County Board of Commissioners approves the Prosecutor's Victims of Crime Act (VOCA) grant application in the amount of \$67,027 for the 2010-2011 grant period and authorizes Chairman of the Board to execute said grant application and resulting grant contract and related documents on behalf of Bay County, subject to favorable review by Corporation Counsel; Be It Finally
- RESOLVED That it is understood that if grant funding for the Victim Advocate position(s) under the VOCA grant is terminated, Bay County shall not be responsible to fund the position or pick up any costs associated with this position; Be It Finally
- RESOLVED That budget adjustments, if required, are approved.

BRIAN K. ELDER, CHAIR
AND COMMITTEE

Pros-VOCA-2010-11

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael J. Duranczyk				Colleen M. Malllette				Brian K. Elder			
Patrick H. Beson				Ernie Krygler				Eugene F. Gwizdala			
Vaughn J. Beglick				Kim Coonan				Donald J. Tilley			

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED _____ DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

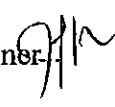
BAY COUNTY DRAIN COMMISSIONER

JOSEPH RIVET
rivetj@baycounty.net

515 CENTER AVENUE, SUITE 601
BAY CITY, MICHIGAN 48708-5127
drainoffice@baycounty.net

PHONE (989) 895-4290
FAX (989) 895-4292
TDD (989) 895-4049
(HEARING IMPAIRED)

To: Don Tilley, Chair Ways & Means Committee

From: Joseph Rivet, Bay County Drain Commissioner 

Date: March 31, 2010

Subject: Nested Jurisdiction Agreements – Bay County/Bay Area Storm Water Authority (BAWSA)

Request: Approval of updated agreements between Bay County and four Bay County School Districts which address NPDES related storm water quality requirements.

Background: BASWA continues to administer the overall community storm water quality requirements imposed under the Federal Clean Water Act. As part of the program the MDNRE has required involvement of 4 of the 5 school districts in Bay County. The County Commission in 2006 agreed to allow the school districts to fall under the County's program as "nested jurisdictions". The districts have worked with BASWA as necessary since that time. The original agreements expired in 2008. New program requirements necessitate a greater degree of involvement from the school districts in 2010. An agreement must be in place to continue the relationship.

Commissioner Krygier was instrumental in developing the original agreement.

Financial/Economics: There is no direct cost associated with the agreement. Any additional work will be incorporated into the administrative support currently provided to BASWA by the County through the Office of the Drain Commissioner. Fees associated with the agreement go to BASWA to assist with carrying out its mission.

Recommendation: Approve the updated agreements upon review of Corporation Counsel and authorize the board chair to sign the agreements.

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BAY COUNTY BOARD OF COMMISSIONERS

4/13/10

RESOLUTION

- BY: WAYS AND MEANS COMMITTEE (4/6/10)
- WHEREAS, The Bay Area Storm Water Authority (BASWA) continues to administer the overall community storm water quality requirements imposed under the Federal Clean Water Act and as part of the program MDNRE has required involvement of 4 of the 5 school districts in Bay County; and
- WHEREAS, In 2006 the Bay County Board of Commissioners agreed to allow the school district to fall under the County's program as "nested jurisdictions" and the districts have worked with BASWA as necessary since that time; and
- WHEREAS, The original agreements with the school districts expired in 2008 and new program requirements necessitate a greater degree of involvement from the school districts in 2010 and an agreement must be in place to continue the relationship; and
- WHEREAS, There is no direct cost associated with the agreement and any additional work will be incorporated into the administrative support currently provided to BASWA by the County through the Office of the Drain Commissioner; and
- WHEREAS, Fees associated with the agreement go to BASWA to assist with carrying out its mission; Therefore, Be It
- RESOLVED That the Bay County Board of Commissioners approves the updated Agreements between Bay County and four Bay County School Districts which address NPDES related storm water quality requirements; Be It Further
- RESOLVED That the Chairman of the Board is authorized to execute said Agreements on behalf of Bay County following legal review/approval; Be It Finally
- RESOLVED That any related budget adjustments, if required, are approved.

DONALD J. TILLEY, CHAIR
AND COMMITTEE

BASWA - NPDES - School District Agts

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael J. Duranczyk				Colleen M. Malliette				Brian K. Elder			
Patrick H. Beson				Ernie Krygler				Eugene F. Gwizdala			
Vaughn J. Beglck				Klm Coonan				Donald J. Tilley			

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____
VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED _____ DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

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**BAY COUNTY PROBATE COURT
EIGHTEENTH JUDICIAL CIRCUIT COURT - FAMILY DIVISION**

1230 Washington Ave., Suite 715
Bay City, Michigan 48708-5737

KAREN A. TIGHE
Judge of Probate

ABEL B. TORRES
Juvenile Court Referee

MARGE MARCHLEWICZ
Court Administrator

Estates Division (989) 895-4205
Juvenile Division (989) 895-4206

FAX (989) 895-4194
TDD (989) 895-2059

March 24, 2010

Donald Tilley, Chair
Ways & Means Committee
Bay County Board of Commissioners
515 Center Avenue
Bay City, MI 48708

Commissioner Tilley:

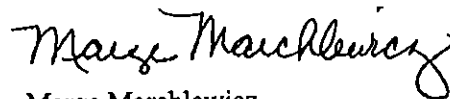
The Court has been operating a Family Treatment Court since January of 2008. We are very pleased with the results we have seen to date with this intensive program which aims to maintain the family relationship while keeping children safe from abuse and neglect caused by parental substance abuse. The court uses a community-based team approach with intensive, individualized treatment and rehabilitation services with families where substance abuse is an identified issue.

Family Treatment Court changes lives, and that does not come easily or quickly. Most of our program participants are in Treatment Court well over a year. To date we have had eleven children reunited with six parents who completed the program. The numbers may not seem staggering, but to the children and families involved, the success is indeed especially exceptional.

The Office of Juvenile Justice and Delinquency Prevention (OJJDP) recently announced that it is seeking applications for funding under the OJJDP Fiscal Year 2010 Family Drug Court Programs. The funds are to be used to either implement new drug courts or enhance pre-existing drug courts for substance-abusing adults involved with the family dependency court as a result of child abuse and neglect issues. OJJDP will make awards of up to \$350,000 per award for up to 3 years for enhancement grants. A 25 percent match is required, but most of the match can be made with in-kind contributions. The court is requesting that the Board of Commissioners designate the 18th Circuit Court-Family Division as its representative for the purpose of applying for this grant. The deadline for applications is April 27, 2010.

Thank you for your consideration and your support in this project.

Sincerely,



Marge Marchlewicz
Court Administrator

cc: Judge Karen A. Tighe

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BAY COUNTY BOARD OF COMMISSIONERS**4/13/10****RESOLUTION**

- BY: WAYS AND MEANS COMMITTEE (4/6/10)
- WHEREAS, The Bay County 18th Circuit Court- Family Division has been operating a Family Treatment Court since January 2008 and is very please with the results to date with this intensive program which aims to maintain the family relationship while keeping children safe from abuse and neglect caused by parental substance abuse; and
- WHEREAS, The Court uses a community-based team approach with intensive, individualized treatment and rehabilitation services with families where substance abuse is an identified issue and this program met with success; and
- WHEREAS, The Office of Juvenile Justice and Delinquency Prevention (OJJDP) recently announced that it is seeking applications for funding under the OJJDP Fiscal Year 2010 Family Drug Court Program; and
- WHEREAS, The funding is to be used to either implement new drug courts or enhance pre-existing drug courts for substance-abusing adults involved with the family dependency court as a result of child abuse and neglect issues; and
- WHEREAS, OJJDP will make awards of up to \$350,000 per award for up to 3 years for enhancement grants and while there is a 25% match required, most of the match can be met with in-kind contributions; Therefore, Be It
- RESOLVED That the Bay County Board of Commissioners designates the 18th Circuit Court - Family Division as Its representative for the purpose of applying for the OJJDP Fiscal Year 2010 Family Drug Court Program funds and authorizes the Board Chair to sign required documents on behalf of Bay County following legal review/approval; Be It Further
- RESOLVED That budget adjustments required are approved.

DONALD J. TILLEY, CHAIR
AND COMMITTEE

Probate Court - Family Treatment Court Grant

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael J. Duranczyk				Colleen M. Mallette				Brian K. Elder			
Patrick H. Beson				Ernie Krygler				Eugene F. Gwizdala			
Vaughn J. Beglck				Kim Coonan				Donald J. Tilley			

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____
VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED _____ DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

**BAY COUNTY
Administrative Service**

Michael K. Gray,
Assistant County Executive for
Recreation & Administrative Services
graym@baycounty.net

515 Center Avenue
Bay City, Michigan 48708

Phone (989) 895-4130
Fax (989) 895-7658
TDD (989) 895-4049
<http://www.co.bay.mi.us/>



Thomas L. Hickner
County Executive

ANIMAL CONTROL
Michael Halstead, Manager
halsteadm@baycounty.net

BUILDINGS & GROUNDS
Richard Pabalis, Superintendent
pabalir@baycounty.net

INFORMATION SYSTEMS
Robert Super, Director
superr@baycounty.net

PURCHASING
Frances Horgan, Purchasing Agent
horganf@baycounty.net

RECREATION
Brent Golk, Recreation & Clubhouse Supervisor
goikb@baycounty.net

MEMORANDUM

DATE: March 31, 2010

TO: Mr. Donald J. Tilley, Chairperson Ways & Means Committee
Bay County Board of Commissioners

FROM: Michael K. Gray, Assistant County Executive for Recreation & Administrative Services

SUBJECT: Status report from Resilient-C.

Request: Receive the attached status reports from Resilient-C, including the County Clerk office business analysis report.

Background: Resilient-C is performing consulting work on re-engineering business process for Bay County on three scope items:

1. Tyler-Munis - continuation of work begun previously.
2. Homeland Security - accounting and purchasing improvements.
3. Assistance on Health Dept. Software selection.

In December the Board authorized additional work in the Office of the Clerk.

Economics: The Board of Commissioners by Resolution 2009-182 authorized Resilient-C to perform

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350 hours of consulting on the scope items discussed above at a rate of \$50 per hour of consulting, not to exceed \$17,500.00.

Purchase Order # PO-90076800 was issued. It calls for a monthly report to be furnished by Resilient-C to my office on the last Monday of each month.

This report will then be forwarded to the Ways & Means Committee each month.

The work in the Clerk's Office is not to exceed \$4,000.

Recommendation: Receive the attached report.

MKG/ec

cc:	Tom Hickner	Tom Plachta
	Tim Quinn	John West
	Barb MacGregor	Pat Bostick
	Bob Redmond	Tim London
	Bob Super	Mike Ruhland
	Rick Brzezinski	Jane Hoying
	Joel Strasz	Cynthia Luczak

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Resilient-C Summary of Work Completed

24FE10 through 26MR10

- **MUNIS – Resolve Functionality and Application Issues (15%)**
 - Continuing to review and align Project / Grant Accounting Budgeting detail levels with Finance Department.
 - Defining the required level of detail to report Homeland Security to MSP for Pre-impursements and Re-impursements.
- **Homeland security / MUNIS project accounting module (50%)**
 - Created budget values for Homeland security grants
 - Reviewed budget requirements with Finance staff
 - Evaluating and Testing the Grant and Project accounting processes with Finance staff
 - Analyzing workflow to improve efficiency to process requisitions, PO liquidation, and AP invoice processing.
- **Health Dept / Mitchell & McCormick configuration w/ MUNIS (35%)**
 - Reviewed HD work flow with M&M staff
 - Analyzing and aligning MUNIS interface requirements
 - Analyzing and aligning HD budgeting and reporting processes

Total Hours = 68

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DEPARTMENT OF CORPORATION COUNSEL BAY COUNTY

MARTHA P. FITZHUGH
Corporation Counsel/Risk Manager
fitzhughm@baycounty.net

THOMAS L. HICKNER
County Executive

**TO: COMMITTEE CHAIR DON TILLEY AND THE WAYS AND MEANS
 COMMITTEE**

FROM: CORPORATION COUNSEL MARTY FITZHUGH *MF*

DATE: MARCH 31, 2010

**RE: DRAFT AMENDMENTS OF BAY COUNTY EMPLOYEES'
 RETIREMENT SYSTEM ORDINANCE**

Background: As requested by Chair Brian Elder, proposed amendments to the Bay County Employees' Retirement Ordinance are submitted to the Committee today as required by the Board's Rule for Ordinances (Article XIII). The purpose of the amendments is to add, remove and designate certain seats as Trustees of the Bay County Employees' Retirement Board of Trustees. Election Rules will need revision to conform to changes approved.

1. If amended, the Ordinance would provide that the Board of Trustees be comprised of nine instead of seven seats. Based upon review of the Ordinance and *Robert's Rules of Order*, draft amendments are attached for the following Ordinance Sections: 4.008(a); 4.010(b); 4.010(c); and 4.012(a).
2. Summary of Proposed Seats on Retirement Board:

a. Bay Arenac Behavioral Health Authority (BABHA)	1
b. General County/BABHA	1
c. General County	3
d. Medical Care Facility	2
e. Road Commission/Water/Sewer	1
f. Sheriff's Office/Library System	1
3. Amended language is shown underlined and in *italics* on the attached excerpted pages. Wording proposed for deletion is ~~stricken~~.

4. The attached draft amendments to the Bay County Employees' Retirement Ordinance are submitted with the recognition that composition of the Board of Trustees has been discussed by the Board of Commissioners, its committees and the public since late 2009. The amended language adding the County Treasurer to the Board was first presented in December, 2009 and today, I have included that along with amendments to implement the Trustees described above.
5. The Board has followed its Article XIII Ordinance process with regard to the addition of the Treasurer to the Board of Trustees. The final step would be Commission approval on April 13, 2010.
6. As to today's proposed amendments, the Article XIII requires this Committee to send the amendments to the Board for consideration in April. At that time, the Board may either reject the new amendments or arrange a public hearing in May or at the April Commission meeting, if the Board chooses, it may vote (2/3) to waive its rules, and vote on the amendments (with or without a public hearing).

Fiscal: The financial impact of this change would be to add per diem and expense costs to the Retirement Board's budget.

Recommendation: This is a policy decision of the Ways and Means Committee and ultimately the County Commission that conforms with Michigan law and the Retirement Ordinance.

4.008 Board of Trustees--Creation; composition; compensation.

Sec. 8.

- (a) The Bay County Retirement System Board of Trustees is hereby created. The Board shall consist of the following nine (9) ~~seven (7)~~ trustees:
- (i) The chairperson of the Bay County Board of Commissioners ex-officio or his/her designee. Any designee appointed by the Chairman of the Bay County Board of Commissioners must also be a member of the Bay County Board of Commissioners;
 - ~~(ii) The chairperson of the Bay County Road Commission ex-officio or his/her designee. Any designee appointed by the Chairman of the Bay County Road Commission must also be a member of the Bay County Road Commission;~~
 - ~~(iii)~~ (ii) The chairperson of the Ways and Means Committee of the Bay County Board of Commissioners ex officio or his/her designee. Any person appointed by the chairperson of the Ways and Means Committee of the Bay County Board of Commissioners must also be a member of the Bay County Board of Commissioners;
 - ~~(iii)~~ (iii) The Treasurer of Bay County or the Deputy Treasurer, if designated by the Treasurer;
 - (iv) The chairperson of the Bay County Board of Human ~~Social~~ Services ex officio or his/her designee. Any person appointed by the chairperson of the Bay County Board of Human ~~Social~~ Services must also be a member of the Bay County Board of Human ~~Social~~ Services;
 - ~~(v)~~ (v) The chairperson of the Bay-Arenac Behavioral Health Authority Board of Directors or his/her designee. Any designee appointed may be another director or the authority director or chief financial officer and may not be a county commissioner;
 - ~~(vi)~~ (vi) A member of the Retirement System who is employed by the Bay County Road Commission or the Department of Water and Sewer, as long as the Department of Water and Sewer remains under the jurisdiction of the Bay County Road Commission, and is elected as a trustee as provided in Subsection (b) of this section;

- (vii) A member of the Retirement System who is employed by the Bay County Medical Care Facility and is elected as a trustee as provided in Subsection (b) of this section;
 - (viii) A member of the Retirement System who is employed by a county department or agency that is not the Bay County Road Commission, the Department of Water and Sewer, the Bay County Sheriff's Office, the Bay County Library System or the Bay County Medical Care Facility and is elected as a trustee as provided in Subsection (b) of this section;
 - (ix) A member of the Retirement System who is either employed by the Bay County Sheriff's Office and is a member of the Road Patrol Group, the Road Patrol Supervisors Unit Group, the Correctional Facility Officers Group, or who is employed by the Bay County Library System, and is elected as a trustee as provided in Subsection (b) of this section.
- (b) The Board shall establish rules and regulations for trustee elections required by subsections ~~(v)~~, (vi), (vii), (viii) and (ix).
 - (c) The Bay County Board of Commissioners may establish the per diem compensation for trustees. Trustees shall also be reimbursed, as determined by the Board, for actual and necessary expenses incurred, to attend meetings of the Board and to perform services required by the Board.

4.010 Board of Trustees--Meetings; quorum; voting; officers.

Sec. 10.

- (a) The Board shall hold meetings regularly, at least one in each calendar quarter, and shall adopt its own rules of procedure.
- (b) ~~Four~~ Five trustees shall constitute a quorum of the Board.
- (c) Each trustee shall be entitled to one vote on each question before the Board. At least ~~four~~ five concurring votes shall be required for a valid action by the Board.
- (d) At the first Board meeting for each calendar year, the Board shall elect from its membership a chairperson and a vice chairperson. The chairperson and vice chairperson shall take office immediately upon election.
- (e) The Bay County Executive or his/her designee shall serve as the Secretary to the Retirement System.

4.012 Board of Trustees; administrative services.

Sec. 12.

- (a) The Bay County Treasurer shall serve as treasurer and a Trustee of the Retirement System. The Treasurer shall be custodian of the assets of the Retirement System, except those assets that the Board may place with a chosen custodian, which may be a nationally chartered bank, the Federal Reserve System, a clearing corporation, a custodian bank which is a member of the Federal Reserve System or other "financial institution" as defined at Section 20(c) of P.A. 1965, No. 314 being the Public Employee Retirement System Investment Act, as amended from time to time.
- (b) The County Corporation Counsel shall serve as legal advisor to the Board.
- (c) The Medical Director shall serve as medical advisor to the Board. The Board shall appoint as Medical Director a physician who is not eligible to participate in the Retirement System as a member, retired member, or beneficiary.
- (d) The Actuary shall provide actuarial services to the Board. The Board shall designate a certified actuary who is a member of the American Academy of Actuaries. A partnership or corporation may be designated as Actuary if the duties of the Actuary are performed by or under the direct supervision of a person who meets the requirements described in this section.
- (e) The Board is authorized and empowered to employ other professional services that may be required for the proper discharge of its responsibilities. Compensation for services shall be fixed by the Board. The Board may utilize the services of County employees if made available.
(Res. No. 2002-12, adopt. 2-5-02)

**DIVISION OF
INFORMATION SYSTEMS**



BAY COUNTY

Robert T. Super II, Director
E-mail: superr@baycounty.net

Thomas L. Hickner
County Executive

515 Center Avenue
Bay City, Michigan 48708

Phone (989) 895-4087
Fax (989) 895-2070
<http://www.co.bay.mi.us>

MEMORANDUM

TO: DON TILLEY, CHAIRMAN
WAYS AND MEANS COMMITTEE

FROM: ROBERT T. SUPER II, DIRECTOR OF INFORMATION SYSTEMS DIVISION

DATE: MARCH-10, 2010 - Ways and Means Committee Meeting - April 6, 2010

RE: Signing of New World Maintenance agreement covering May, 2010 to May, 2011.
SSMA (Standard Software Maintenance Agreement) - Sheriff's department

RTS

BACKGROUND:

New World in the past has Issued an SSMA that covers a one year period of maintenance and support of their application software. The requested renewal agreement is for a one year period. The new agreement is a decrease in cost from \$27,542 to \$25,964 for a net decrease of \$1,588. The decrease in maintenance cost is due to the deletion of the LE Records Federal & State Compliance and Records Redundancy application.

ECONOMICS:

The funding for the maintenance costs has been budgeted by the Sheriff utilizing general funding.

RECOMMENDATION:

It is the recommendation that we sign the SSMA for the one year time agreement covering May 1, 2010 to April 30, 2011 for the Sheriff's department software maintenance.

Finally, have the Board chairman have the authorization to sign the current contract and any other related documentation that is required with regards to the maintenance of the New World applications. The original contracts have New World authorized signature and is in the process of review in Corporate Counsel.

Cc. Thomas Hickner, County Executive
Michael Gray, Assistant County Executive
John Miller, Sheriff
Michael Janlskee, Undersheriff
Robert Redmond, Board Financial Analyst

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BAY COUNTY BOARD OF COMMISSIONERS

4/13/10

RESOLUTION

- BY: WAYS AND MEANS COMMITTEE (4/6/10)
- WHEREAS, New World, in the past, has issued a Standard Software Maintenance Agreement, which covers a one year period and support of their application software at the Sheriff Department and they have submitted a renewal agreement; and
- WHEREAS, The cost of the new agreement has decreased from \$27,542 to \$25,964 (a net decrease of \$1,588) and is the result of the deletion of the LE Records Federal and State Compliance and Records Redundancy application; and
- WHEREAS, Funding for the maintenance agreement has been budgeted by the Sheriff; Therefore, Be It
- RESOLVED That the Bay County Board of Commissioners approves renewal of the Standard Software Maintenance Agreement with New World for the Bay County Sheriff Department at a cost of \$25,694 for the period May 1, 2010 to April 30, 2011, funds to come from the Sheriff Department 2010 budget; Be It Further
- RESOLVED That the Chairman of the Board is authorized to execute the SSMA on behalf of Bay County following legal review/approval; Be It Finally
- RESOLVED That budget adjustments, if required, are approved.

DONALD J. TILLEY, CHAIR
AND COMMITTEE

ISD - Sheriff - New World SSMA

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael J. Duranczyk				Colleen M. Mallette				Brian K. Elder			
Patrick H. Beson				Ernie Krygler				Eugene F. Gwizdala			
Vaughn J. Begick				Kim Coonan				Donald J. Tilley			

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED _____ DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

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**DIVISION OF
INFORMATION SYSTEMS**



BAY COUNTY

Robert T. Super II, Director
E-mail: superr@baycounty.net

Thomas L. Hickner
County Executive

515 Center Avenue
Bay City, Michigan 48708

Phone (989) 895-4087
Fax (989) 895-2070
<http://www.co.bay.mi.us>

MEMORANDUM

TO: DON TILLEY, CHAIRMAN
WAYS AND MEANS COMMITTEE

FROM: ROBERT T. SUPER II, DIRECTOR OF INFORMATION SYSTEMS DIVISION *R.T.S.*

DATE: MARCH 10, 2010 - Ways and Means Committee Meeting - April 6, 2010

RE: Signing of New World Maintenance agreement covering May, 2010 to May, 2011.
SSMA (Standard Software Maintenance Agreement) - Central Dispatch/9-1-1

BACKGROUND:

New World in the past has issued an SSMA that covers a one year period of maintenance and support of their application software. The requested renewal agreement is for a one year period. The new agreement is an increase in cost from \$23,140 to \$24,665 for a net change of \$1,525. The increase in maintenance cost is due to the addition of the ESRI Embedded Application.

ECONOMICS:

The funding for the maintenance costs has been budgeted by the Director of Central Dispatch utilizing Central Dispatch/9-1-1 funding.

RECOMMENDATION:

It is the recommendation that we sign the SSMA for the one year time agreement covering May 1, 2010 to April 30, 2011 for the Central Dispatch/9-1-1 software maintenance.

Finally, have the Board chairman have the authorization to sign the current contract and any other related documentation that is required with regards to the maintenance of the New World applications. The original contracts have New World authorized signature and is in the process of review in Corporate Counsel.

Cc. Thomas Hickner, County Executive
Michael Gray, Assistant County Executive
Leonard Norman, Director 9-1-1
Robert Redmond, Board Financial Analyst

BAY COUNTY BOARD OF COMMISSIONERS

4/13/10

RESOLUTION

- BY: WAYS AND MEANS COMMITTEE (4/6/10)
- WHEREAS, New World, in the past, has issued a Standard Software Maintenance Agreement, which covers a one year period and support of their application software at the Sheriff Department and they have submitted a renewal agreement; and
- WHEREAS, The cost of the new agreement has decreased from \$27,542 to \$25,964 (a net decrease of \$1,588) and is the result of the deletion of the LE Records Federal and State Compliance and Records Redundancy application; and
- WHEREAS, Funding for the maintenance agreement has been budgeted by the Sheriff; Therefore, Be It
- RESOLVED That the Bay County Board of Commissioners approves renewal of the Standard Software Maintenance Agreement with New World for the Bay County Sheriff Department at a cost of \$25,694 for the period May 1, 2010 to April 30, 2011, funds to come from the Sheriff Department 2010 budget; Be It Further
- RESOLVED That the Chairman of the Board is authorized to execute the SSMA on behalf of Bay County following legal review/approval; Be It Finally
- RESOLVED That budget adjustments, if required, are approved.

DONALD J. TILLEY, CHAIR
AND COMMITTEE

ISD - Sheriff - New World SSMA

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael J. Duranczyk				Colleen M. Mallette				Brian K. Elder			
Patrick H. Beson				Ernie Krygler				Eugene F. Gwizdala			
Vaughn J. Beglck				Klm Coonan				Donald J. Tilley			

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED _____ DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____



Thomas L. Hickner
Bay County Executive



BAY COUNTY Health Department

Creating A Healthy Environment For The Community

Barbara MacGregor, RN, BSN
Health Director

1200 Washington Avenue
Bay City, Michigan 48708
(989) 895-4006
FAX (989) 895-4014
TDD (989) 895-4049

MEMO

To: Donald Tilley, Chairperson, Ways and Means
From: Barbara MacGregor, Health Director
CC: Tom Hickner, Marty Fitzhugh, Crystal Hebert, Michael Gray, Melissa Maillette, Joel Strasz,
Date: March 24, 2010
Re: Funding from the Michigan Department of Community Health (MDCH) Tobacco Prevention and Control Section

Background

The Bay County Health Department (BCHD) was notified on March 22, 2010, that it has been selected to receive American Reinvestment and Recovery Act (ARRA) funds made possible through a grant award provided to the MDCH Health Tobacco Prevention and Control Section. The ARRA funds are provided under the MDCH project title, "Tobacco ARRA-1", and are to be used to implement and enforce the Dr. Ron Davis Smoke-Free Air Law for the period of March 1, 2010 through September 30, 2010.

Financial Considerations

The new allocation is effective March 1, 2010. The grant allocation is \$16,875 and does not require any matching funds. Provided the BCHD meets program and reporting requirements and there are sufficient funds, the Health Department will be offered continued funding for FY 2010-11.

Recommendations

The Department recommends acceptance of this additional funding, as well as approval of any budget adjustments related to this new funding.

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No. 2010-

BAY COUNTY BOARD OF COMMISSIONERS

4/13/10

RESOLUTION

- BY: WAYS AND MEANS COMMITTEE (4/6/10)
- WHEREAS, The Bay County Health Department was notified 3/22/10 that it has been selected to receive American Reinvestment and Recovery Act (ARRA) funds, made possible through a grant award provided to the MDCH Health Tobacco Prevention and Control Section; and
- WHEREAS, The ARRA funds are provided under the MDCH project title "Tobacco ARRA-1" and are to be used to implement and enforce the Dr. Ron Davis Smoke-Free Air Law for the period of 3/1/2010 through 9/30/2010; and
- WHEREAS, Bay County's grant allocation is \$16,875 and requires no local match; and
- WHEREAS, Providing the Bay County Health Department meets program and reporting requirements and there are sufficient funds, the BCHD will be offered continued funding for FY 2010-11; Therefore, Be It
- RESOLVED That the Bay County Board of Commissioners accepts the grant funding from the Michigan Department of Community Health (MDCH) Tobacco Prevention and Control Section and authorizes the Board Chair to execute all documents required for the grant funding following legal review/approval; Be It Further
- RESOLVED That budget adjustments required for this grant funding are approved.

DONALD J. TILLEY, CHAIR
AND COMMITTEE

Health Dept - ARRA - MDCH Tobacco Funding

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael J. Duranczyk				Colleen M. Mallette				Brian K. Elder			
Patrick H. Beson				Ernie Krygler				Eugene F. Gwizdala			
Vaughn J. Beglick				Klm Coonan				Donald J. Tilley			

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED _____ DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

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Thomas L. Hickner
Bay County Executive



BAY COUNTY
Health Department

Creating A Healthy Environment For The Community

Barbara MacGregor, RN, BSN
Health Director

Joel R. Strasz
Public Health Services Manager
1200 Washington Avenue
Bay City, Michigan 48708
(989) 895-4006
FAX (989) 895-4014
TDD (989) 895-4049

To: Donald J. Tilley, Chairman
Ways and Means Committee

From: Joel R. Strasz
Public Health Services Manager

Date: March 26, 2010

RE: Additional Funding from the Michigan Department Natural Resources and Environmental
(MDNRE) for Bacteria Source Tracking Projects and Forecasting at Bay County Beaches

BACKGROUND:

The Michigan Department of Natural Resources and Environment has notified the Bay County Health Department of its intent to award the Health Department \$90,000 in supplemental funding to develop a forecasting method (i.e. predictive model) and identify potential sources of pollution through implementation of a comprehensive sanitary survey of local beaches.

FINANCE AND ECONOMICS:

There is no financial cost to the Health Department, as all costs associated with the projects are covered by the grant.

RECOMMENDATION:

Upon favorable review by Corporation Counsel, the Department recommends approval of any and all agreements, and seeks Board approval for budget adjustments related to this grant agreement.

CC: Barbara MacGregor, Health Director
Thomas Hickner, County Executive
Mike Gray, Administrative Services
Marty Fitzhugh, Corporation Counsel
Tim Quinn, Finance
Crystal Hebert, Finance
Kim Priessnitz, Finance

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No. 2010-

BAY COUNTY BOARD OF COMMISSIONERS

4/13/10

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (4/6/10)

WHEREAS, The Michigan Department of Natural Resources and Environment has notified the Bay County Health Department of its intent to award the Health Department \$90,000 in supplemental funding to develop a forecasting method (i.e. predictive model) and identify potential sources of pollution through implementation of a comprehensive sanitary survey of local beaches; and

WHEREAS, There is no cost to the County as all costs associated with the projects are covered by the grant; Therefore, Be It

RESOLVED That the Bay County Board of Commissioners hereby accepts the grant funding and authorizes the Chairman of the Board to execute any and all documents that may be required for these grant funds following legal review/approval; Be It Further

RESOLVED That budget adjustments associated with this grant funding, if required, are approved.

DONALD J. TILLEY, CHAIR
AND COMMITTEE

Health Dept - MDNRE Bacteria Sources Tracking Grant

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael J. Duranczyk				Colleen M. Mallette				Brian K. Elder			
Patrick H. Beson				Ernie Krygler				Eugene F. Gwizdala			
Vaughn J. Beglck				Klm Coonan				Donald J. Tilley			

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED _____ DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

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Thomas L. Hickner
Bay County Executive



BAY COUNTY Health Department

Creating A Healthy Environment For The Community

Barbara MacGregor, RN, BSN
Health Director

Joel R. Strasz
Public Health Services Manager
1200 Washington Avenue
Bay City, Michigan 48708
(989) 895-4006
FAX (989) 895-4014
TDD (989) 895-4049

To: Donald J. Tilley, Chairman
Ways and Means Committee

From: Joel R. Strasz
Public Health Services Manager

Date: March 26, 2010

RE: Request Permission to Apply for United States Environmental Protection Agency (US EPA) Asthma
Environmental Trigger Grant

BACKGROUND:

It is estimated that nearly 10% of the current population in Bay County suffers from asthma or asthma related conditions. The Environmental Protection Agency has released a Request for Proposals (RFP) to award grants so that communities can decrease the exposure of indoor environmental triggers, including Environmental Tobacco Smoke (ETS) for people with asthma; to educate parents and caretakers on indoor triggers and actions to reduce them; and, to educate individuals on the environmental management of asthma so they can counsel patients, health care providers, and other community members with asthma on actions to reduce triggers in indoor environments.

FINANCE AND ECONOMICS:

Grant applicants are eligible for up to \$64,000 in funding over two years. There being no match requirement, there is no financial cost to the County.

RECOMMENDATION:

The Health Department recommends approval to seek funding from the Environmental Protection Agency for this purpose. Further, upon favorable review by Corporation Counsel, the Department recommends approval of any and all agreements, and seeks Board approval for budget adjustments related to this grant agreement.

CC: Barbara MacGregor, Health Director
Thomas Hickner, County Executive
Mike Gray, Administrative Services
Marty Fitzhugh, Corporation Counsel
Tim Quinn, Finance
Crystal Hebert, Finance
Kim Priessnitz, Finance

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No. 2010-

BAY COUNTY BOARD OF COMMISSIONERS

4/13/10

RESOLUTION

- BY: WAYS AND MEANS COMMITTEE (4/6/10)
- WHEREAS, It is estimated that nearly 10% of the current population in Bay County suffers from asthma or asthma related conditions; and
- WHEREAS, The Environmental Protection Agency has released a Request for Proposals (RFP) to award grants so that communities can decrease the exposure of indoor environmental triggers, including Environmental Tobacco Smoke (ETS) for people with asthma; to educate parents and caretakers on indoor triggers and actions to reduce them; and to educate individuals on the environmental management of asthma so they can counsel patients, health care providers, and other community members with asthma on actions to reduce triggers in indoor environments; and
- WHEREAS, Grant applicants are eligible for up to \$64,000 in funding for over two years with no local County match requirements; Therefore, Be It
- RESOLVED That the Bay County Board of Commissioners authorizes the Bay County Health Department to seek funding from the Environmental Protection Agency for the Asthma Environmental Trigger Grant and authorizes the Chairman of the Board to execute any and all documents required for the grant application and, if successful, the grant award following legal review/approval; Be It Further
- RESOLVED That budget adjustments related to this grant, if required, are approved.

DONALD J. TILLEY, CHAIR
AND COMMITTEE

Health Dept - Asthma Environmental Trigger Grant

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael J. Duranczyk				Colleen M. Maillette				Brian K. Elder			
Patrick H. Beson				Ernie Krygler				Eugene F. Gwizdala			
Vaughn J. Begick				Klm Coonan				Donald J. Tilley			

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED _____ DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

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Thomas L. Hickner
Bay County Executive



BAY COUNTY Health Department

Creating A Healthy Environment For The Community

Barbara MacGregor, RN, BSN
Health Director

Joel R. Strasz
~~Public Health Services Manager~~
1200 Washington Avenue
Bay City, Michigan 48708
(989) 895-4006
FAX (989) 895-4014
TDD (989) 895-4049

To: Donald J. Tilley, Chairman
Ways and Means Committee

From: Joel R. Strasz
Public Health Services Manager

Date: March 26, 2010

RE: Request Permission to Apply for Household Hazardous Waste Collection Grant from Dow Chemical Company

BACKGROUND:

The Environmental Health Division of the Bay County Health Department has operated Household Hazardous Waste Collections on a bi-annual basis for the past fifteen years. These collections have been typically funded by support from the Dow Chemical Company. Presently, there is enough funding from FY 2009 to hold a spring collection this year. In conversations with representatives from Dow, the company is willing to consider funding additional events for this fall.

FINANCE AND ECONOMICS:

There is no financial cost to the County, as all costs associated with the waste collection and disposal will be included in the grant, if funded.

RECOMMENDATION:

The Health Department recommends approval to seek funding from the Dow Chemical Company for this purpose. Further, upon favorable review by Corporation Counsel, the Department recommends approval of any and all agreements, and seeks Board approval for budget adjustments related to this grant agreement.

CC: Barbara MacGregor, Health Director
Thomas Hickner, County Executive
Mike Gray, Administrative Services
Marty Fitzhugh, Corporation Counsel
Tim Quinn, Finance
Crystal Hebert, Finance
Kim Priessnitz, Finance

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BAY COUNTY BOARD OF COMMISSIONERS

4/13/10

RESOLUTION

- BY: WAYS AND MEANS COMMITTEE (4/6/2010)
- WHEREAS, The Environmental Health Division the Bay County Health Department has operated Household Hazardous Waste Collections on a Bi-Annual basis for the past fifteen years and these collections have been typically funded by support from the Dow Chemical Company; and
- WHEREAS, Presently there is enough funding from FY 2009 to hold a Spring collection this year and, in conversation with Dow representatives, the company is willing to consider funding additional events for this Fall; and
- WHEREAS, There is no financial cost to the Health Department as all costs associated for the collection and disposal will be included in the grant, if funded; Therefore, Be It
- RESOLVED That the Bay County Board of Commissioners authorizes the Bay County Health Department to seek funding from the Dow Chemical Company for Household Hazardous Waste Collections; Be It Further
- RESOLVED That the Chairman of the Board Is authorized to execute any and all grant documents following legal review/approval; Be It Finally
- RESOLVED That grant related budget adjustments, if required, are approved..

DONALD J. TILLEY, CHAIR
AND COMMITTEE

Health Dept - HHW Grant

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael J. Duranczyk				Colleen M. Mallette				Brian K. Elder			
Patrick H. Beson				Ernie Krygler				Eugene F. Gwizdala			
Vaughn J. Begick				Kim Coonan				Donald J. Tilley			

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED _____ DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

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**BAY COUNTY DEPARTMENT OF
ENVIRONMENTAL AFFAIRS
& COMMUNITY DEVELOPMENT**

515 Center Avenue, Suite 501
Bay City, Michigan 48708

Phone (989) 895-4135
Fax (989) 895-4068
TDD (989) 895-4049
<http://www.co.bay.mi.us/>



LAURA OGAR, DIRECTOR
ogarl@baycounty.net
Geographic Information Systems
Gypsy Moth Suppression Program
Mosquito Control
Transportation Planning

TOM HICKNER
County Executive

M E M O R A N D U M

DATE: March 31, 2010

TO: Don Tilley, Chair
Ways & Means Committee

FROM: Laura Ogar, Director
Environmental Affairs & Community Development

RE: **Michigan Green Schools Act Initiative**

Background:

In May 2006 Governor Jennifer Granholm signed the "Michigan Green School Act." This act grants "Michigan Green School" designation to any public or private school in Michigan which meet certain criteria. This law is known as the Michigan Green School Law (a bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 2511.) This legislation further states that "A COUNTY SHALL DESIGNATE A DEPARTMENT OF THE COUNTY OR THE INTERMEDIATE SCHOOL DISTRICT OF THE COUNTY TO ACCEPT AND CONSIDER THE APPROVAL OF AN APPLICATION UNDER SUBSECTION (1)." We have received Michigan Green School application forms from Bangor West Elementary School, Christa McAuliffe Middle School, Lincoln Elementary School, and Pinconning High/Middle Schools.

Finance & Economics:

Administration of the Michigan Green Schools Act Initiative is being provided through Bay Arenac Intermediate School District under the coordination of Donald Tilley. No match funds required.

Recommendation:

Upon favorable review, approval to participate in the Michigan Green Schools Act Initiative with the administration of the program being provided through Bay Arenac Intermediate School District under the coordination of Donald Tilley. Also, Board recognition of the participating schools that are working toward achieving Michigan Green School Status: Bangor West Elementary School, Christa McAuliffe Middle School, Lincoln Elementary School, and Pinconning High/Middle Schools.

cc: Tom Hickner
Marty Fitzhugh
Deanne Berger

BAY COUNTY BOARD OF COMMISSIONERS

4/13/10

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (4/6/10)
WHEREAS, In May 2006 Governor Jennifer Granholm signed the "Michigan Green School Act" which grants "Michigan Green School" designation to any public or private school in Michigan that meets certain criteria; and
WHEREAS, Michigan Green School applications have been submitted by Bangor West Elementary School, Christa McAuliff Middle School, Lincoln Elementary School and Pinconning High/Middle Schools; and
WHEREAS, Administration of the Michigan Green Schools Act Initiative is being provided through Bay Arenac Intermediate School District under the coordination of Commissioner Donald J. Tilley; Therefore, Be It
RESOLVED That the Bay County Board of Commissioners goes on record recognizing Bangor West Elementary School, Christa McAuliff Middle School, Lincoln Elementary School and Pinconning High/Middle Schools for their participation and efforts toward achieving Michigan Green School designation.

DONALD J. TILLEY, CHAIR
AND COMMITTEE

Michigan Green School Designation

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael J. Duranczyk				Colleen M. Maillette				Brian K. Elder			
Patrick H. Beson				Ernie Krygler				Eugene F. Gwizdala			
Vaughn J. Beglick				Kim Coonan				Donald J. Tilley			

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED _____ DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

BAY COUNTY TRAVEL REQUEST

Travel Request Number
Finance Dept. use only

NAME OF INDIVIDUAL TO BE TRAVELING: Ann Arnold # 41726 (Permission, Meals, and Travel, Air fare and lodging paid by others)
 DESTINATION: Tampa, Florida *Great Start Collaborative*

PURPOSE: Implementation Academy Pyramid Model Training

* 7 days/meals: C\$7.25 = 101.50 (lunch/breakfast) 7 @ \$16.50 = 115.50 (dinner) Total = \$217.00

DEPARTURE DATE AND TIME: 4/24/2010 6:30 am

RETURN DATE AND TIME: 4/30/2010 11:00 pm

CHARGE MEALS/LODGING/FEE TO 101.00-283.00 861.00

TOTALING 217.00

CHARGE STATE TRAVEL MILEAGE TO 865.00 miles @ 0.1 \$/mile

TOTALING \$0.00

CHARGE LOCAL TRAVEL MILEAGE TO 101.00 283.00 865.00 150 miles @ 0.50 \$/mile

TOTALING \$75.00

- ☐ *to air port*
 Funds exist within our Departmental Budget and this trip was itemized and approved in our current year's budget (Budgeted funds will not be exceeded).
- ☐ Funds exist within Departmental Budget; however, this trip was not specifically programmed into our budget (Budgeted funds will not be exceeded).
- ☐ Funds do not exist within our Departmental Budget. I request consideration of the Ways and Means Committee of the attached written justification and proposed source of funding.
- ☒ Trip unbudgeted, exceeds 300 air miles from Bay City. I request consideration of the Ways and Means Committee of the attached written justification and proposed source of funding.

If approved, I request an advance of \$ with the understanding that all unused advanced monies will be remitted to the County Treasurer within five (5) work days of return date. Furthermore, I authorize the County to deduct, from my pay, advances not repaid within the five (5) work day limit.

Ann Arnold
 Employee Signature

3-4-2010
 Date

Harvard N. [Signature]
 Department Head/Elected Official Signature

3/4/10
 Date

SEND ALL COPIES TO THE COUNTY EXECUTIVE'S OFFICE OR FINANCE DEPARTMENT AS APPLICABLE

For unbudgeted trips exceeding 300 air miles from Bay City or for trips which funds do not exist;
 FOR BOARD OF COMMISSIONERS BY: (Initials of two (2) Required)

Approved _____	Disapproved _____	Date _____	Chair, Board of Commissioners
Approved _____	Disapproved _____	Date _____	Vice-Chair, Board of Commissioners
Approved _____	Disapproved _____	Date _____	Chair, Ways and Means Committee

REVIEWED FOR APPROPRIATENESS OF REQUEST:

PLH
 Approved _____ Disapproved _____

3-11-10
 Date

County Executive (Initial)

REVIEWED TO CONFIRM AVAILABILITY OF FUNDS:

X [Signature]
 Approved _____ Disapproved _____

3-10-10
 Date

Finance Officer (Initial)

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From: "Elizabeth Shephard" <shepharde@baisd.net>
To: magieraa@baisd.net; dardask@baisd.net; wakefieldb@nemcsa.org;
arnolda@baycounty.net; kwentworth@babha.org
Date: 2/16/2010 9:06 PM
Subject: Implementation Academy

Implementation Academy Team,

The great news is that we have been accepted for the Implementation Academy in Florida April 25-29! You can follow the link below to learn more about the Academy.

I will be working on airline and lodging reservations soon. Would you be available to fly from Flint on Sunday, April 24? The Academy is scheduled to end mid-day on Thursday. Unfortunately our funds will not cover another night's lodging, so I will look for a return flight Thursday afternoon or evening. I have family in the Tampa area and may (or may not) be staying an extra day or two. I will make that decision before reservations are confirmed. If you want a different return date, please let me know as soon as possible. We will pay for your return airfare, but any other expenses would be your responsibility.

Thanks for agreeing to be part of our team. I will be sharing more details as time goes on. There will be some pre-Academy training that you will need to complete. It will all be on-line and at your convenience but I wanted to be sure that you were aware of that requirement.

I am excited about this opportunity and hope that you are as well. We'll definitely plan on some good weather and time to enjoy the sunshine while we're there! Ah, nothing like a head start on summer!

Elizabeth Shephard
Bay-Arenac Great Start Coordinator
4228 Two Mile Rd.
Bay City, MI 48706-3234
Phone: 989.667.3280
Fax: 989.667.3272

From: Veguilla, Myrna [mailto:mveguilla@fmhi.usf.edu]
Sent: Tue 2/16/2010 4:22 PM
To: Elizabeth Shephard
Subject: TACSEI Implementation Academy

February 16, 2010

Bay Arenac Great Start Collaborative

4228 Two Mile Rd.

Bay City, MI 48706

Dear Bay Arenac Great Start Collaborative,

-70-



The **Pyramid Model Implementation Academy** provided by the Technical Assistance Center on Social Emotional Intervention for Young Children provides district or program-level teams with an intensive working meeting on the program-wide implementation of the Pyramid Model. The Academy is a 3.5 day intensive training that includes content on program-wide adoption, training and coaching of staff, and team-based facilitation and planning. TACSEI and CSEFEL faculty involved in the Implementation Academy include: Lise Fox; Susan Jack; Mary Louise Hemmeter; Barbara Smith; Phil Strain; Rochelle Lentini; and Glen Dunlap. The purpose of the Academy will be to build capacity of teams to guide the implementation of Pyramid Model within preschool programs and classrooms.

The goals of the Academy are:

- Teams will understand the steps and have the resources to guide full program-wide implementation of the Pyramid Model
- Teams will leave with an implementation plan for program-wide adoption and the tools for evaluating the program-wide implementation of the Pyramid Model
- Teams will receive training materials including: CSEFEL Modules, module supplements for children with disabilities, coaches training, leadership team training, and guidance/tools for data-based decision making.

Academy Dates

April 26, 2010-April 29, 2010

Registration will begin Sunday, April 25th from 7:00-8:30 pm and will continue on Monday, April 26th at 7:30 am.

Program

Daily Agenda is [Here](#).

Location

Renaissance Tampa International Plaza Hotel
4200 Jim Walter Blvd.
Tampa, FL 33607
Tel.: 1-800-468-3571 or 1-813-877-9200

Room rates: \$129.00 per night. Hotel accommodations must be booked by March 31, 2010 to receive the special discounted rate.

Registration

Each team is responsible for their costs of participating in the Academy. The registration fee is \$320 per person. Team members may register themselves or one member may register the team. Acteva will ask how many registrations you wish to purchase and subsequently ask for names and email addresses of other team members. It is imperative that you have this information when

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completing your registration. Please click [here](#) to register.

Payment

It is strongly recommended that you use a credit card to register. However, you may also opt to pay by check or purchase order. If you choose to pay by check please: 1) Make sure to write "DARES" in the memo line of your check. 2) Print out your registration receipt email, attach to your check, and mail to this address:

University of South Florida/DARES
PO Box 864568
Orlando, FL 32886-4568

*If payment will be by purchase order, please send to:

Myrna Veguilla
Florida Mental Health Institute, DARES
University of South Florida
13301 Bruce B. Downs Blvd., MHC 2113A
Tampa, FL 33612

If you have any questions or concerns about payment options please contact Myrna Veguilla at 813-974-7008 or mveguilla@fmhi.usf.edu.

Refunds Refunds requested prior to 5:00 pm EST April 1, 2010, will be granted less a \$50 administration fee. Due to contractual obligations, requests for a refund after this date cannot be honored. Substitutions are welcome and must be requested in writing. Please email your request for a refund or a substitution to mveguilla@fmhi.usf.edu.

Important Dates

March 1st - Deadline for receipt of registration payment
March 31st - Deadline to book hotel room at discounted rate
April 1st - Deadline to request refunds

Preparation Material

Check back soon!

Contact Information

If you should have any concerns or need additional information please feel free to contact Myrna Veguilla by phone 813-974-7008 or by email mveguilla@fmhi.usf.edu.

RESOLUTION

NO. _____

By: WAYS AND MEANS COMMITTEE 4/6/2010

RESOLVED: By this Board of Commissioners of Bay County, Michigan, that the following Budget Adjustments are hereby approved on 04/13/2010 and, if required, the Chairman of the Board is hereby authorized to execute any documentation necessary for said Budget Adjustments on Behalf of Bay County.

Request Number	Fund Involved Department Involved	Favorable Impact	Unfavorable Impact	No Impact
2010-04-001	Drug Law Enforcement Fund Sheriff Department Activity		\$13,543	
	To budget for the purchase of guns for Drug Law Enforcement. The funding source is Drug Law Enforcement Fund 2650. As of 12/31/09 the Sheriff Department has \$31,451.92 in Fund Balance under the 2650 Fund.			
2010-04-003	General Fund Bldg & Grounds Activity		\$6,000	
	To roll over unused dollars from 2009 BA #2009-07-#1075 which budgeted under the 10126500 Bldg. & Grounds activity cleaning the exterior of the county building.			
2010-04-004	General Fund Animal Control Activity			X
	To budget for Animal Control expenditures related to the public education room. The wall had to be repaired with a new splash wall so the water from cleaning the animal cages would not leak into the education room. The funding source for these expenditures are from the Breeched Adoption Fees that are reserved each year.			

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RESOLUTION

NO. _____

2010-04-005 General Fund \$63,456
Civic Arena Activity

To rollover into 2010 Budget the remaining expenditure dollars Bangor DDA committed to by September 2, 2008 Intergovernmental Agreement for Civic Arena. The revenue is already in 2010 Budget under line item 10176200-67602 but the Expense wasn't budgeted in 2010.

2010-04-006 General Fund \$7,425
Payroll Department Activity

To correct 10120200 payroll revenue line item number 63700 Department Services revenue for 2010 should be \$75. not \$7500. In error the department column was keyed in as \$7500. not \$75. and this carried over to the final adopted budget numbers.

2010-04-007 Housing Fund X
Housing Activity

To Increase Housing Fund (5350) 2010 budget for HUD approved Increase for conference expenses, repair and to replace 18 tubs for the Housing Fund.

RESOLUTION

NO. _____

2010-04-008

Delinquent Tax Fund
Delinquent Tax Activity

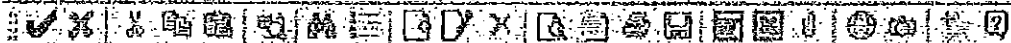
X

To adjust the 2010 Indirect Cost
expenditures for 5180 Fund
which should be charged
against 51825407 & 51825408 for
2007 & 2008 Delinquent Tax
Property Sales.

Donald J. Tilley, Chairman W. & M.
and Committee

Budget Amendment Quick Entry

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Journal

Journal 2010/04 1 Ref PURCH Desc GUNS Eff Date 04/13/2010

Journal Lines

Line	Org	Object	Description	I/D	Amount
1 26530100		35730	MACHINERY & EQUIPMENT	I	13,543.00
2 26530100		40001	FUND BALANCE	I	13,543.00

Journal Totals

Increase
Decrease

Record(s) updated.

Bay County Michigan

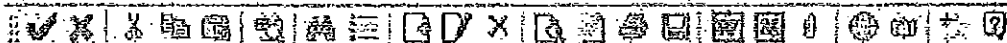
Additional Comments

Journal: 1 Line: 1

TO BUDGET FOR THE PURCHASE OF GUNS FOR DRUG LAW ENFORCEMENT. THE FUNDING SOURCE IS DRUG LAW ENFORCEMENT FUND 2650. AS OF THE 12-31-09 THE SHERIFF DEPARTMENT HAS \$31,451.92 IN FUND BALANCE UNDER THE 2650 FUND.

Budget Amendment Quick Entry

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Journal

Journal 2010/04 3 Ref B & G Desc B&G BGT IN Eff Date 04/13/2010

Journal Lines

Line	Org	Object	Proj	Description	I/D	Amount
1	10126500	94600		EQUIPMENT RENTAL	I	3,600.00
2	10126500	75300		CHEMICALS	I	1,500.00
3	10126500	79900		OTHER SUPPLIES	I	1,000.00
4	10110100	40001		FUND BALANCE	I	6,000.00

Journal Totals

Increase

Decrease

Bay County, Michigan

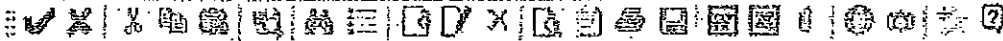
Additional Comments

Journal: 3 Line: 1

TO ROLL OVER UNUSED DOLLARS FROM 2009 BA #2009-07-#1075 WHICH BUDGETED UNDER THE
10126500 B & G ACTIVITY CLEANING THE EXTERIOR OF THE COUNTY BUILDING.

Budget Amendment Quick Entry

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Journal

Journal 2010/04 4 Ref ANIMAL Desc A CONT INC Eff Date 04/13/2010

Journal Lines

Line	Org	Object	Proj	Description	I/D	Amount
1	10149000	4720		ELDER/ELDER ADD - RIF		325.00
2	10110100	40001		FUND BALANCE	I	325.00

Journal Totals

Increase	.00
Decrease	.00

Bay County, Michigan

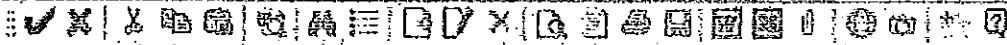
Additional Comments

Journal: 4 Line: 1

TO BUDGET FOR ANIMAL CONTROL EXPENDITURES RELATED TO THE PUBLIC EDUCATION ROOM. THE WALL HAD TO BE REPAIRED WITH A NEW SPLASH WALL SO THE WATER FROM CLEANING THE ANIMAL CAGES WOULD NOT LEAK INTO THE EDUCATION ROOM. THE FUNDING SOURCE FOR THESE EXPENDITURES ARE FROM THE BREACHED ADOPTION FEES THAT ARE RESERVED EACH YEAR. THE BALANCE IN THIS RESTRICTED RESERVE ACCOUNT IS \$35,804.00 AS OF 12/31/08. THERE WILL BE A JOURNAL ENTRY TO MOVE \$325.00 OF RESTRICTED (38300) FUND DOLLARS INTO FUND BALANCE.

Budget Amendment Quick Entry

My File Edit Tools Help



Journal

Journal 2010/04 5 Ref CIVIC Desc ARENA INC Eff Date 04/13/2010

Journal Lines

Line	Drg	Object	Proj	Description	I/D	Amount
1	10116200	37500		BUDGET BALANCE ADDITION		63,456.00
2	10110100	40001		FUND BALANCE		63,456.00

Journal Totals

Increase
Decrease

Bay County, Michigan

Additional Comments

Journal: 5. Line: 1

TO ROLL OVER INTO 2010 BUDGET THE REMAINING EXPENDITURE DOLLARS BANGOR DDA
COMMITTED TO BY SEPTEMBER 2, 2008 INTERGOVERNMENTAL AGREEMENT FOR CIVIC ARENA.
THE REVENUE IS ALREADY IN 2010 BUDGET UNDER LINE ITEM 10176200-67602 BUT THE
EXPENSE WASN'T BUDGETED IN 2010.

Budget Amendment Quick Entry

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Journal

Journal 2010/04 6 Rel CORR Desc REV CORREC Eff Date 04/13/2010

Journal Lines

Line	Org	Object	Proj	Description	I/D	Amount
1	10120200	83700		DEPARTMENT SERVICES	0	7,425.00
2	10110100	40001		FUND BALANCE	1	7,425.00

Journal Totals

Increase: 7,425.00

Decrease: 7,425.00

Bay County, Michigan

Additional Comments

Journal: 6 Line: 1

TO CORRECT 10120200 PAYROLL REVENUE LINE ITEM NUMBER 63700 DEPARTMENT SERVICES REVENUE FOR 2010 SHOULD BE \$75. NOT \$7500. IN ERROR THE DEPT COLUMN WAS KEYED IN AS \$7500. NOT \$75. AND THIS CARRIED OVER TO THE FINAL ADOPTED BUDGET NUMBERS.

Budget Amendment Quick Entry

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Journal

Journal 2010/04 7 Ref HOUSIN Desc HUD INC Eff Date 04/13/2010

Journal Lines

Line	Org	Object	Proj	Description	I/D	Amount
1	53504130	86100		CONFERENCE FEES & C	I	5,500.00
2	53504430	93100		EQUIPMENT REPAIR & M	I	50,000.00
3	53508020	53500		FEDERAL GRANT-H.U.D.	I	53,500.00

Journal Totals

Increase	.00
Decrease	.00

Bay County, Michigan

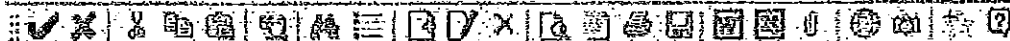
Additional Comments

Journal: 7 Line: 1

TO INCREASE HOUSING FUND (5350) 2010 BUDGET FOR HUD APPROVED INCREASE FOR
CONFERENCE EXPENSES, REPAIR AND TO REPLACE 18 TUBS FOR THE HOUSING FUND.

Budget Amendment Quick Entry

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Journal

Journal 2010/04 8 Ref 518 FD Desc ADJ COSTS Eff Date 04/13/2010

Journal Lines

Line	Org	Object	Proj	Description	I/D	Amount
1 51825403		95600		INDIRECT COST EXPENS	D	20,040.00
2 51825407		95600		INDIRECT COST EXPENS	I	3,340.00
3 51825408		95600		INDIRECT COST EXPENS	I	16,700.00

Journal Totals

Increase 20,040.00

Decrease 20,040.00

Bay County Michigan

Additional Comments

Journal: 8 Line: 1

TO ADJUST THE 2010 INDIRECT COST EXPENDITURES FOR 5180 FUND WHICH SHOULD BE CHARGED AGAINST 51825407 & 51825408 FOR 2007 & 2008 DELINQUENT TAX PROPERTY SALES.



**BAY COUNTY
PERSONNEL DEPARTMENT**

Thomas L. Hickner
County Executive

Tim Quinn
Personnel Director
quinnt@baycounty.net

To: Donald J. Tilley, Chair, Ways and Means

From: Tim Quinn, Director of Personnel and Employee Relations, Finance Officer, *222*

Date: March 31, 2010

Subject: Budget Adjustments 2010 – 2013

Request

Establish a policy for budget reduction targets and apply to those principles to the budget planning and implementation cycles for the period 2010 – 2013, per attached resolution.

Background

I have conducted an analysis of the budget adjustment requirements for 2010, as required by Board Resolution #2009- 44, attached. In addition, based on an analysis conducted on January 15, 2010, I have also projected the required adjustments, based on current conditions and assumptions for 2011-2013. Although these numbers will change and adjustments in contribution levels will need to be made during the course of the 2010-2013 budget years , I would recommend that certain run rules be established, as detailed below, to facilitate effective and efficient planning by elected officials, departments, and divisions.

Economics

Based on input from departments and elected officials, the requirement to submit the required budget adjustments by March 31, 2010 has been met or will be met shortly and the aggregate required amount has been reached, pending review by the Board of Commissioners.

Recommendation

In order to plan effectively and efficiently without sub-optimization, I recommend that the Ways and Means support the following policies:

- I. Group Budget Reduction Target Groups broadly:
 1. Prosecuting Attorney
 2. Board of Commissioners
 3. Juvenile home
 4. Treasurer's office
 5. Act 139 departments/ divisions
 6. District and Circuit Court
 7. Probate Court
 8. Friend of the Court
 9. Clerk's office
 10. Sheriff
 11. Drain Commissioner
 12. Register of Deeds
 13. MSU extension
- II. In instances where the Budget Reduction Target Groups have overachieved their targets for the current year, permanent and recurrent savings may be carried forward into subsequent years and used as credits toward budget reduction targets in 2011, 2012, and 2013 budget years.
- III. Move to the Board of Commissioners' agenda

No. 2010-

BAY COUNTY BOARD OF COMMISSIONERS

4/13/10

RESOLUTION

BY: WAYS AND MEANS COMMITTEE (4/6/2010)

WHEREAS, Bay County's budgetary reduction process should be conducted in the most efficient and effective manner possible; and

WHEREAS, Some departments, divisions, and elected officials' are more or less able than others to contribute toward the reduction in any budget year; and

WHEREAS, Applying a standard percentage reduction in all departments would drive sub-optimal results; and

WHEREAS, The current projection of budget reductions will be adjusted as time goes by; Be It Therefore

RESOLVED, That in those instances in which departments, divisions, and elected officials have over achieved their budget reduction target for any year in the 2010-2013 budget cycle, the permanent and recurrent savings may be carried forward into subsequent years and used as credits toward budget reduction targets in the remaining budget years in 2011, 2012, and 2013, And Be It Further

RESOLVED That by utilizing sound budgetary planning principles, reductions shall be designated to 13 broad budgetary groups.

DONALD J. TILLEY, CHAIR
AND COMMITTEE

Finance - Budget Reduction

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael J. Duranczyk				Colleen M. Mallette				Brian K. Elder			
Patrick H. Beson				Ernie Krygler				Eugene F. Gwizdala			
Vaughn J. Beglck				Kim Coonan				Donald J. Tilley			

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____
VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED _____ DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

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**BAY COUNTY
PERSONNEL DEPARTMENT**

Thomas L. Hickner
County Executive

Tim Quinn
Personnel Director
quinnt@baycounty.net

Date: March 30, 2010
To: Donald Tilley, Chair, Ways and Means Committee
From: Tim Quinn, Finance Officer *TR*
Re: Travel approval for Crystal Hebert

Request

I am requesting permission to allow Crystal Hebert, Assistant Finance Officer, to the Finance Officer's Conference in Atlanta, GA. Inasmuch as air travel must be approved by the Ways and Means Committee, I am bringing this request forward.

Background

Ms. Hebert has been recently promoted to Assistant Finance Officer with the expectation that she will be promoted to the position of Finance Officer at such time as she is deemed fully trained and competent in the most crucial areas of the Finance Department.

Although Ms. Hebert is a very skilled accountant with a broad grasp of accounting systems and the Munis system, she has not been exposed to technicalities of many of the branches and ancillary functions of the Finance Officer.

The Finance Officer's Conference is an opportunity for Ms. Hebert to absorb many details about such topics as land use planning, fiscally sustainable retirement planning, cost cutting through IT planning, neutralizing investment risk, banking facts for finance officers, ARRA guidelines, etc. These and about 50 other like-topics are compressed in a four day seminar, which starts on Sunday June 6, 2010 and concludes Wednesday evening, June 9, 2010.

Economics

The cost of this conference is only marginally more than it would be if conducted in Downtown Detroit. The airfare is \$148 plus tax to Atlanta. Mileage reimbursement on 240 miles from Bay City to Detroit would be \$120. According to Expedia.com, the hotel

516 Center Avenue, Suite G102, Bay City, MI 48708-5121
(989) 895-4098 • FAX (989) 895-2078 • TDD (Hearing Impaired) (989) 895-4049
Web: www.baycounty-mi.gov

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-93-

prices in downtown Atlanta and Detroit are comparable; meal allowances are the same; and the registration fee, if held in Detroit, presumably would be the same.

Recommendation

Inasmuch as this is an infrequently-scheduled conference and because it would be very beneficial in Ms. Hebert's development, I am recommending that the Ways and Means approve this request. Budget adjustments, if necessary.

THOMAS L. HICKNER
Bay County Executive

FINANCE DEPARTMENT
Bay County Building
515 Center Avenue, Suite 701
Bay City, MI 48708-5128



TIMOTHY E. QUINN
Finance Officer
quinnt@baycounty.net

CRYSTAL A. HEBERT
Assistant Finance Officer
hebertc@baycounty.net

KIMBERLY A. PRIESSNITZ
Budget/Grants
prlessnitzk@baycounty.net

TO: Donald J. Tilley, Chairperson
Ways & Means Committee

FROM: Tim Quinn, 
Interim Finance Officer

RE: Executive Directive #2007-11

DATE: March 31, 2010

REQUEST:

Please place this memo on the April 6, 2010 agenda for your committee's information.

BACKGROUND:

On March 19, 2010, an e-mail was sent requesting departments to contact their grantor agencies to confirm their level of grant funding for the current year. As stated previously, the Finance Department would request monthly updates from these departments regarding their grant funding status and then provide a status update to your committee at your monthly meeting.

ECONOMICS:

As of the date of this missive, the following are the updates to the previous correspondence:

1. The state grantor agencies that have responded to department's requests indicate that funding levels for the State Grants with regard to fiscal year 2009 and/or 2010 appear to have no changes.

RECOMMENDATION:

To receive.

C: Tom Hickner
Michael Gray
Marty Fitzhugh
Kim Priessnitz
Crystal Hebert

BAY COUNTY BOARD OF COMMISSIONERS

4/13/10

RESOLUTION

- BY: PERSONNEL/JUDICIAL COMMITTEE (3/16/10)
- WHEREAS, Currently there are significant "bottlenecks" and redundancies built into the accounting system, some of which have been exacerbated by Munis implementation issues; and
- WHEREAS, Working with the auditors, the County wishes to reduce the level of detail in many accounting processes to the extent necessary for sound asset control, audit compliance, budgetary control, and real-time business decision-making; and
- WHEREAS, The effect of this should reduce or eliminate many of the factors which cause chronic overtime, improve throughput to the department's customers, and increase the accuracy of first-time journal entries; and
- WHEREAS, Permanent changes in depth of classification would take effect in 2011 fiscal year with the other systematic changes occurring as soon as appropriate approval is obtained; and
- WHEREAS, Resilient-C will continue to make periodic progress reports to the Board of Commissioners; Therefore, Be It
- RESOLVED That the Bay County Board of Commissioners appropriates up to \$17,000 for 850 hours for Resilient-C to work on streamlining financial processes.

ERNIE KRYGIER, CHAIR
AND COMMITTEE

Adm Serv - Resilient-C - Financial Processes

MOVED BY COMM. _____

SUPPORTED BY COMM. _____

COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E	COMMISSIONER	Y	N	E
Michael J. Duranczyk				Colleen M. Mallette				Brian K. Elder			
Patrick H. Beson				Ernie Krygier				Eugene F. Gwizdala			
Vaughn J. Beglick				Kim Coonan				Donald J. Tilley			

VOTE TOTALS:

ROLL CALL: YEAS _____ NAYS _____ EXCUSED _____

VOICE: YEAS _____ NAYS _____ EXCUSED _____

DISPOSITION: ADOPTED _____ DEFEATED _____ WITHDRAWN _____
AMENDED _____ CORRECTED _____ REFERRED _____

-96-